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APRIL-MAY-JUNE 1988

URBAN/MUNICIPAL

MINUTES OF THE MEETINGS OF  
THE COUNCIL OF HAMILTON







MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, APRIL 12, 1988  
7:30 O'CLOCK, P.M.

URBAN MUNICIPAL

- AUG 02 1988

The Council met.

GOVERNMENT DOCUMENTS

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps,  
Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher,  
Merling, Murray, Ross.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend Eleanor Epp-Stobbe, Hamilton Mennonite Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow read the following Proclamation:

"Volunteer Week" - April 17 - 23, 1988

Alderman D. Ross presented Council members with hats and T-shirts publicizing the "Great Ride to Beat Cancer".

His Worship Mayor Robert M. Morrow presented a Certificate of Appreciation to the volunteers who have restored and maintained the Gartshore Pumping Station.

The minutes of the meeting of March 29, 1988, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Application from Fausto Carnicelli, 115 South Bend Road West, Hamilton, Ontario, for a change in zoning, property located at 1360 Upper Sherman Avenue, dated April 6, 1988.
2. Application from Emelio Mascia and Mary C. Finocchio, 76 London Street South, Hamilton, Ontario, for a change in zoning, property surrounding 1073 West 5th Street, dated April 6, 1988.
3. Application from Joe Greenbaum, 847 McCaffrey, St. Laurent, Quebec, for modification to "G" Zone (Neighbourhood Shopping), property located at 1000 Upper Gage Avenue, dated March 31, 1988.



4. Application from Ika Enterprises and Developments Ltd., 460 Brant Street, Suite 207, Burlington, Ontario, for a change in zoning, property located at 134 Mud Street, dated March 30, 1988.
5. Application from Ronald James Creighton, 172 Seneca Avenue, Hamilton, Ontario, for a change in zoning, property located at 19 Rymal Road East, dated March 30, 1988.
6. Application from Filippo and Calogera Cimino, 739 Stone Church Road West, Hamilton, Ontario, for a change in zoning, property located at 739 Stone Church Road West, dated March 31, 1988.
7. Application from Seebeck Construction Co. Ltd. and Robert Shelley Construction Limited, c/o 8231 Twenty Road, Hamilton, Ontario, for a change in zoning, property located in the area west of Silverton and north of Nina Court, dated April 7, 1988.
8. Application from Vincent Citino, 59 Bonaventure Drive, Hamilton, Ontario, for a change in zoning, property located at 945 West 5th Street, dated April 7, 1988.
9. Application from Anthony Bozzo, 46 Hearthside, Stoney Creek, Ontario, for further modification to "H" District for property located at 758-760 Barton Street East (Hamilton), dated April 11, 1988.

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It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following reports, with Alderman Valeriano in the chair.

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It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that Rule Number 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a grant to the "Baby Timothy Fund".

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

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It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that a donation in the amount of \$1,000.00 be made to the "Baby Timothy Fund".

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

\* \* \* \* \*

(A) EXECUTIVE COMMITTEE - EIGHTH REPORT.

\* \* \* \* \*

(C) PARKS AND RECREATION COMMITTEE - NINTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: that Section 3 of the NINTH Report of the Parks and Recreation Committee be referred back.  
- CARRIED.

\* \* \* \* \*

The recommendation of the Executive Committee on Section 5 was adopted.

\* \* \* \* \*

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that Section 9 of the NINTH Report of the Parks and Recreation Committee be amended by adding the following after subsection (e):

"(f) The Purchaser agrees that the transfer to him which he shall execute shall be subject to and include said paragraphs (b) ii, (b) iii and (b) iv, and its restrictions, covenants and agreements.



The total purchase price of \$38 500, which is subject to adjustments is to be credited to account 0280-11. A certified deposit cheque in the amount of \$3 750 is being held by the City Treasurer pending approval of these transactions.

The property to be sold is composed of parcels of land at the rear of

- i. 314 Lake Avenue North having a measurement of 146.59 feet (44.68 metres) by a depth of 114 feet (34.74 metres) containing .38 acres more or less.
- ii. 318 Lake Avenue North having a measurement of 64.85 feet (19.77 metres) by a depth of 114 feet (34.74 metres) containing .17 acres more or less.
- iii. 322 Lake Avenue North having a measurement of 83.75 feet (25.52 metres) by a depth of 114 feet (34.74 metres) containing .22 acres more or less." - CARRIED.

\*\*\*\*\*

(D) PLANNING AND DEVELOPMENT COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Smith and seconded by Alderman Ross.

RESOLVED: That sub-clause (vii) of subsection (b) of Section 1 of the EIGHTH Report for 1988 of the Planning and Development Committee be amended to delete the words "Traffic Department" and substitute therein the words "Building and Regional Engineering Departments." - CARRIED.

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Alderman D. Ross declared personal interest in, took no part in the debate, and refrained from voting on Section 19, as he works for the applicant.

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(H) INFORMATION SYSTEMS COMMITTEE - FIRST REPORT.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that Rule Number 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a Fire Escape Encroachment at 7 Catharine Street North. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that the application of Mr. W. Filer, on behalf of the present owner of 7 Catharine Street North, Gerofsky Realty Company, to retain the following inadvertent encroachment upon the road allowance of Catharine Street North consisting of a steel fire escape, (1.63 m x 4.88 m), be approved during the pleasure of City Council provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
- (b) That a first year fee of \$132 and subsequent annual fee of \$27 be set for this privilege.
- (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement. - CARRIED.

\* \* \* \* \*

(I) NOMINATING COMMITTEE - THIRD REPORT.

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Merling.

RESOLVED: that Rule Number 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the National Parole Board's handling of Musitano's early parole.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Merling.

RESOLVED: that on behalf of the citizens of the City of Hamilton, this Council formally go on record as supporting and endorsing the position taken by our Regional Police Chief, Robert Hamilton, in calling for the denial of any early parole for Anthony Musitano, and that Mayor Morrow advise the National Parole Board of our action; and further

we request the Board of Commissioners of Police to consider our position, with a view to adding their voice to this public stand;

ask all area M.P.'s to express their opposition to this release on behalf of their constituents; and

request Solicitor General James Kelleher to review the entire parole system to ensure that no inmates who present any threat to public safety are released into the community.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: 0. - CARRIED.

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NOTICES OF MOTION

It was moved by Alderman Cowell and seconded by Alderman Ross.

RESOLVED: that a complete review of the Waterfront Development Project, as approved by Council in 1985, be undertaken with the view to allowing more participation by the private sector in its development.

That a Special Meeting of Council be held under the auspices of the Parks and Recreation Committee for a complete status report and discussion on the matter.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

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Alderman D. Agostino, with the consent of Council, withdrew the second portion of his Notice of Motion respecting public meetings of City Council.

\*\*\*\*\*

It was moved by Alderman Agostino and seconded by Alderman Christopherson.

RESOLVED: That City Council formally request the Ontario Municipal Board to hold its public hearings during evening hours.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

\*\*\*\*\*



It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time.

A-9, A-10,  
D-42, D-43, D-44 - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Valeriano in the chair.

A-9, A-10,  
D-42, D-43, D-44.

\*\*\*\*\*

Consideration of the Bills (second reading).

\*\*\*\*\*



It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading) on the Bills be adopted.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time.

A-9, A-10,  
D-42, D-43, D-44 - CARRIED.

\*\*\*\*\*

City Council adjourned at 8:53 o'clock p.m.

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## REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1. (a) That an amount of \$14 200 be provided for purposes of planning and promoting the Canadian Parks and Recreation Association Conference in Vancouver, B.C. in August, 1988, in preparation for hosting the 1989 Conference in Hamilton in August of 1989.
- (b) That this cost be charged to Account No. 0370-0263 - Hosting Conferences with Municipal Subject Content.
2. (a) That an amount of \$1,850. be provided to cover the costs associated with the City's participation in the "Downtown Coming Together" Conference which will take place in Toronto, May 8 - 11, 1988.
- (b) That the costs be financed from Account No. 0370-0263 - "Hosting Conferences With Municipal Subject Content".

NOTE: With the adoption of Section 3 of the Fifth Report of the Executive Committee, City Council at its meeting held March 8, 1988 approved of the City's participation in this Conference.

3. (a) That the consulting firm of C.C. Parker Consultants Ltd., Hamilton, be retained at a cost of \$13 600 to prepare specifications and supervise the installation of new chiller facilities in City Hall.
- (b) That this expense be charged to Account No. 0408-A2 - Work-in-Progress Account - Energy Management Projects - City Hall.

NOTE: The submission from C.C. Parker Consultants Ltd. to undertake this work was deemed to be the best of six submissions received.

The total estimated cost of the new chiller installation complete with consulting fees is \$215 280.



4. The following Copps Coliseum projects as provided for in the 1988 portion of the 1988 - 1992 Capital Budget Programme at a total estimated cost of \$120 000 be approved and financed from the HECFI Reserve Account No. 0280-48:

(a)	Installation of Standby Pumps, Ice Plant .....	\$ 30 000
(b)	Administration Office Expansion .....	50 000
(c)	The Hamilton Room .....	40 000

NOTE: The HECFI Board of Directors approved these projects at its meeting on March 11, 1988.

5. That the following Central Utilities Plant projects as provided for in the 1988 portion of the 1988 - 1992 Capital Budget Programme at a total estimated cost of \$410 000 be approved and financed from the 1988 Capital Levy - Account No. 0376-0298:

(a)	Replacement of Motor Control Centre for City Hall .....	\$ 65 000
(b)	Central Utilities Plant City Hall, Library/Market - Teardown /Overhaul of Centravacs .....	130 000
(c)	Replacement of Heating Boilers for Hamilton Place .....	140 000
(d)	Improvements to/Modifications of Supply and Return of Air Fan Systems for Hamilton Convention Centre .....	50 000
(e)	Replace/Modify Supply and Return Air Fan System Dampers for Hamilton Place .....	25 000

NOTE: The HECFI Board of Directors approved these projects at its meeting on March 11, 1988.



6. (a) That the Architectural Division of the Property Department be re-organized in the following manner:
- (i) Delete the position of Energy Auditor, currently a temporary full time position.
  - (ii) Take no action to retain the services of a student draftsman on a full time, year round, contractual basis when the incumbent student's work term expires April 28, 1988.
  - (iii) Create an additional position of Project Manager.
  - (iv) Establish a part-time clerical position to provide secretarial support to the division, or a part-time student architectural draftsman on a contractual basis, both as required within the funding available for salaries and wages in the Architectural Division Budget.
- (b) That the services of Mr. Gary Robinson, Energy Auditor, attached to the Architectural Division of the Property Department on a contract basis, be terminated effective May 6, 1988.
- (c) That the savings realized as a result of the deletion of the position of Energy Auditor and not filling the position of student draftsman be utilized by the department in order to retain the services of an additional Project Manager, Salary Level "K," \$38 038.00 to \$44 776.16, plus fringe benefits.
- (d) That no action be taken to confirm the additional staff complement until such time as the positions recommended for deletion are vacant.
- (e) That the responsibility for administering Capital Project D-36500, Account No. 0408-A2500, Energy Conservation City Hall, be transferred from the Architectural Division of the Property Department to the Central Utilities Plant Division of the Hamilton Entertainment and Convention Facilities Inc. (H.E.C.F.I.) on the proviso that the funds therein shall be used solely to improve upon the heating, ventilation and air-conditioning system and associated energy conservation measures within City Hall.
- (f) That the responsibility for Energy Conservation in other City owned buildings remain with the Property Department, Architectural Division and be co-ordinated by the Manager of the Division and his staff.



NOTE: This re-organization will have no adverse financial impact on the operating budget of the Property Department and will result in the continuation of an effective Energy Conservation Programme for City Hall. In addition, it will provide for improved efficiency within the Architectural Division of the Property Department.

Copies of a detailed report from the Director of Property to the Executive Committee setting out background information relative to the Departmental Re-organization are available from the Secretary, Executive Committee or the Director of Property.

7. That leave be granted to introduce the following Bills:

- (a) Bill A-9 : To Authorize: Transfer of Surplus Debenture Funds.
- (b) Bill A-10 : To Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully Submitted

MAYOR R. M. MORROW  
CHAIRMAN,  
EXECUTIVE COMMITTEE

J. J. Schatz,  
Secretary  
1988 April 7  
/dg



REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its NINTH Report for 1988 and respectfully recommends:

1. (a) That permission be granted to the Hamilton Region Conservation Authority (H.R.C.A.) to install streamflow and rainfall gauges in the Bow Valley ravine north of Queenston Road.
- (b) That an agreement, satisfactory to the Director of Public Works and the City Solicitor, be entered into between the City of Hamilton and the H.R.C.A. with regard to this installation.
- (c) That the actual location of the installation within the parkland be satisfactory to the Director of Public Works.
- (d) That the H.R.C.A. provide appropriate landscape buffering of the installation.
2. (a) That no buffering with berming or fencing be undertaken along the east side of Churchill Fields Park adjacent to the west side of Parkside Drive.
- (b) That consideration be given for planting 20 trees and beds of shrubs along the southerly portion of the west side between Glen Road and Devon Place in the draft 1989 Current Budget and that the Parks and Recreation Committee review this proposal again at that time.

NOTE: That initial cost of 20 trees and 3 beds of shrubs is approximately \$8 000 and the annual on-going maintenance for these additional plantings is \$2 000 in 1989 dollars.

- \* 3. (a) That the City accept title to the Young's Family Cemetery, Parts 1 and 2, Plan RA-H-420 Surveys, Lot 12, Concession 8, Township of Barton (known as 1541 Upper Wellington Street).
- (b) That the Solicitor make application to the Lieutenant-Governor in Council as per Sections 50 - 60 of the Cemeteries Act, Revised Statutes of Ontario 1980 Chapter 59 for the closing of this burial ground and the removal of all bodies from the location and the reinterment to Mount Hamilton Cemetery.

\* Section 3 Referred Back



- (c) That the Region of Hamilton-Wentworth be requested to compensate the City of Hamilton \$11 563 for the land required for road allowance widening and for removing the graves, markers and monuments from the widening.
  - (d) That the Real Estate Department dispose of the remaining land at fair market value.
  - (e) That the costs associated with this work and the recoverables be charged to and credited to Account Number 0280-02 (Reserve for Property Purchases).
4. (a) That approval be given to install a promotional display for the 1988 Chrysanthemum Show at the Canadian National Exhibition, August 16 to September 7, 1988.
- (b) That the City's cost for installation in the amount of \$1 000, be charged to account number 0364-3900 (General Horticulture).
5. (a) That \$5 000 each for a total of \$20 000 be allocated to the following park playground equipment projects to match those funds raised in the community for the installation of metal playground equipment on each site in accordance with the policy approved by City Council on 1986, May 13, and amended on 1986, October 28:
- |  |                 |
|--|-----------------|
| Randall Neighbourhood (School) Park          | \$5 000         |
| McQueston Park (Rushdale Neighbourhood)      | \$5 000         |
| Central Public School (Durand Neighbourhood) | \$5 000         |
| Burkholder Park (Burkholme Neighbourhood)    | \$5 000         |
|  | <u>\$20 000</u> |
- (b) That the Executive Committee be requested to recommend the method of financing for these projects.

THE EXECUTIVE COMMITTEE RECOMMENDS THAT THE  
COSTS BE FINANCED FROM THE ACQUISITION OF  
PROPERTIES UNDER THE PLANNING ACT, ACCOUNT  
0280-11. CARRIED

6. That permission be granted the Stelco Slo Pitch League to sell beer, during the occasion of their Slo-Pitch Tournament scheduled for Globe Park, June 25, and 26th, 1988, under the terms and conditions which include the following:
- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury naming the City as additional insured be provided.

- (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
- (c) That the applicant assume responsibility for all labour related costs as a result of this event.
- (d) That the Concessionaire be contacted to make the necessary arrangements for the provision of food.
- (e) That special duty officers deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

NOTE: Approval is required pursuant to Parks By-Law 77-221.

7. That the Hamilton & District Labour Council be granted permission to sell food and alcoholic beverages on the occasion of its Labour Day Picnic, to be held Monday, September 5, 1988 at Dundurn Park, subject to the following terms and conditions:

- (a) That proof of \$1 million dollars General Liability Insurance for Property Damage and Bodily Injury, to be provided, same to be submitted 30 days in advance of the event and naming the City as additional insured.

That the applicant assume responsibility for all labour charges associated with event, (set-up, clean-up, etc.) as reported by the Parks Division. In this regard, the applicant will meet with the Parks Division staff to determine needs, review estimated costs and cost recovery, and consider ways in which the above costs can be minimized.

- (c) That alcoholic beverages may be served in the confined and fenced area, immediately adjacent to the pavilion and upon receipt of approval of the Liquor Licence Board of Ontario.
- (d) That special duty officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (e) That a financial statement relative to the sale of alcoholic beverages be submitted within 30 days of the event.



8. That a construction contract be awarded to D.S. Alvey Design and Construction Services to construct the new Golf Cart Storage Building at King's Forest Golf Club, for a total price \$61 500.
9. That the following Offers to Purchase the lands of the Corporation of the City of Hamilton duly executed on March 17, 1988 by the Purchasers and scheduled for closing on September 28, 1988 be approved and completed:

<u>Purchaser</u>	<u>Property</u>	<u>Purchase Price</u>
- Transway Steel Buildings Limited	rr 314 Lake Ave. N.	\$19 000
- John Posta	rr 318 Lake Ave. N.	\$ 8 500
- Transway Steel Buildings Limited	rr 322 Lake Ave. N.	\$11 000

**NOTE:** This Offer to Purchase is conditional on the following terms:

- (a) The exact area of the subject parcel of land will be determined later through a survey prepared by the Regional Surveyor.

The final purchase price of the lands described herein is to be calculated by applying a rate of \$50 000 per acre applied to the land being purchased, as described on the face sheet of this Offer, as defined by the survey.

This could result in an upward or downward adjustment to the approximate purchase price stated on the face page of this Offer.

- (b) It is understood and agreed by the Purchaser that the Purchaser covenants and agrees to and with the Vendor:
  - i. That the east limits of the lands to be sold be established 3 to 4.5 metres (10 to 15 feet) back from the major ravine crest
  - ii. That within six months of the closing date the Purchaser install at its own costs a permanent fence along the east lot line in order to separate the proposed industrial use from the open space lands.

- iii. That storm drains for any proposed parking area outlet to existing storm sewers not the major ravine
- iv. that any rezoning or site plan for development incorporate a minimum 7.6 metres (25 feet) building setback from the major ravine crest.
- (c) In the event that the Purchaser does not comply with covenants (b) ii., (b) iii. or (b) iv. by the date(s) set out herein, the Purchaser covenants and agrees that the Purchaser shall sell the lands to the Vendor free and clear of all charges, encumbrances, liens, claims or adverse interest whatsoever if requested by the Vendor for the sale price herein, (without any interest less (a) the deposit; (b) the commission paid (if any) by the Vendor to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.
- (d) The said Vendor as registered owner and the said Purchaser hereby apply to request and authorize the Land Registrar to have Notice of the covenants set out above entered on the Register of the land being transferred herein to the said Purchaser.
- (e) The Purchaser agrees that the restrictions, covenants and agreements in paragraphs (b) ii., (b) iii. and (b) iv. shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- \* (f) The purchaser agrees that the transfer to him which he shall be subject to and include said paragraphs (b) ii., (b) iii. and (b) iv. and its restrictions, covenants and agreements.

The total purchase price of \$38 500., which is subject to adjustments is to be credited to account 0280-11. A certified deposit cheque in the amount of \$3 750. is being held by the City Treasurer pending approval of these transactions.

\* Section 9(f) Added during Council.



The property to be sold is composed of parcels of land at the rear of,

- i. 314 Lake Avenue North having a measurement of 146.59 feet (44.68 metres) by a depth of 114 feet (34.74 metres) containing .17 acres more or less.
- ii. 318 Lake Avenue North having a measurement of 64.85 feet (19.77 metres) by a depth of 114 feet (34.74 metres) containing .17 acres more or less.
- iii. 322 Lake Avenue North having a measurement of 83.75 feet (25.52 metres) by a depth of 114 feet (34.74 metres) containing .22 acres more or less.

10. (a) That the leasing of 112 Province Street North to Sheila Martin be approved.
- (b) That the Mayor and City Clerk be authorized to execute the Tenancy Agreement.

NOTE: The tenancy is to commence on March 21, 1988 at a one time rental of \$50. Commencing April 1, 1988, the monthly rental will be \$425 including realty taxes estimated at \$985 for 1988.

11. That, the design concepts for the Crown Point West/Stipeley PRIDE project prepared by F. Basciano Landscape Architects and appended hereto as Schedule "A", be approved.

NOTE: The total project cost is \$800 000, 50% Provincial and 50% Municipal. This municipal expenditure was previously authorized by Council 1987 September 29.

RESPECTFULLY SUBMITTED,

R. C. Prowse,  
Secretary  
1988 April 05  
Attachments.

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

SCHEDULE "A"

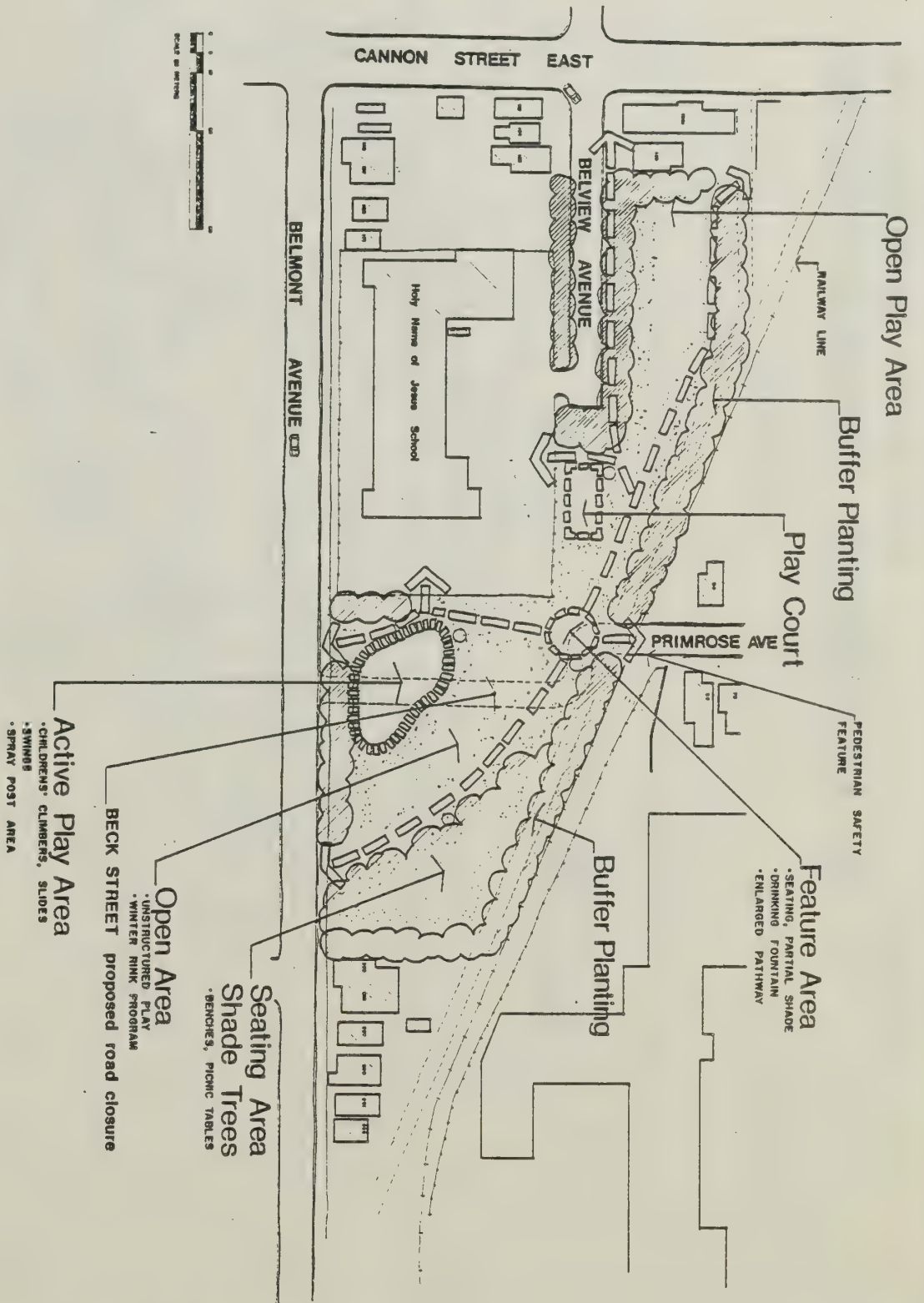
Design Concepts for the Crown Point West/Stipeley PRIDE Project

- 1) The Holy Name of Jesus, Priority One Park (Concept 'A').  
It is proposed that both Beck and Belview Streets be closed where they run adjacent to the school in order that the size and, therefore, the uses for the park be maximized. If there are objections by the property owners who are being circularized with a notice of intent to close these roads and therefore the appropriate by-laws are not passed then Concept 'B' will be implemented.
- 2) Clinton Street Park - previously known as the Hamilton Foundry Site and recently purchased by the City for park purposes, this site constitutes the only park improvements in the Stipeley neighbourhood under the PRIDE programme
- 3) Hayward Parkette - located at the intersection of Rosslyn and Dalkeith Avenues.
- 4) Memorial School - includes installation of new swings, benches and picnic benches only.



# DEVELOPMENT CONCEPT A

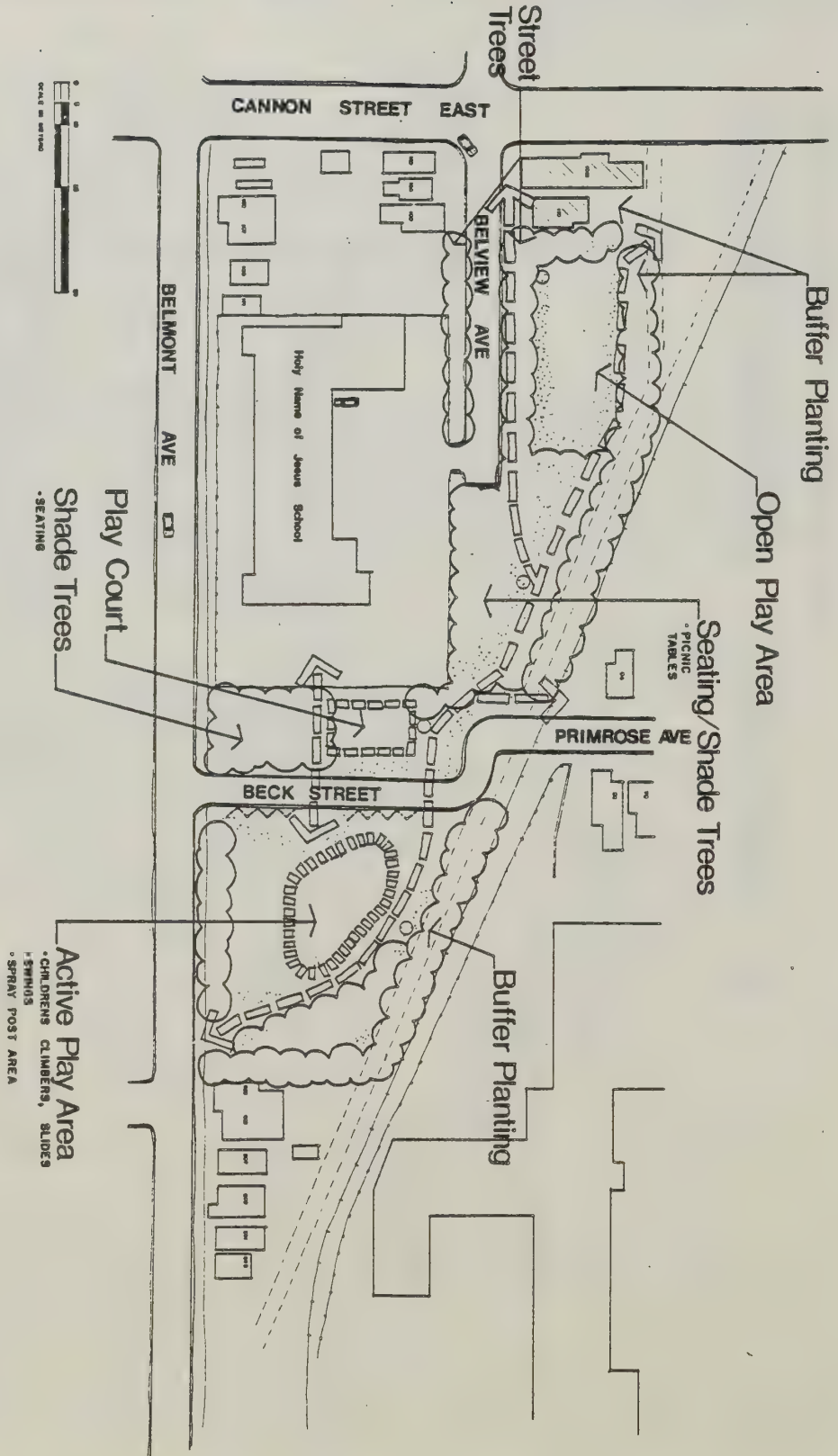
## HOLY NAME OF JESUS SITE



<p>STEELEY/CROWN POINT WEST PRIDE</p> <p>CITY OF SALEM, OR 1000 10th Street, N.E. SALEM, OR 97331</p>		<p>FRANK BACCHANO LANDSCAPE ARCHITECTS LTD.</p>		<p>LANDSCAPE PLAN PRELIMINARY</p>	
Scale 1/8" = 1'-0"	Circle 1/8"	Scale 1/8" = 1'-0"	Circle 1/8"	Scale 1/8" = 1'-0"	Circle 1/8"
Sheet 1 of 1	Sheet 1 of 1	Sheet 1 of 1	Sheet 1 of 1	Sheet 1 of 1	Sheet 1 of 1
Drawn by J.A.M.	Project 88-112	Drawn by J.A.M.	Project 88-112	Drawn by J.A.M.	Project 88-112

# DEVELOPMENT CONCEPT 'B'

## HOLY NAME OF JESUS SITE

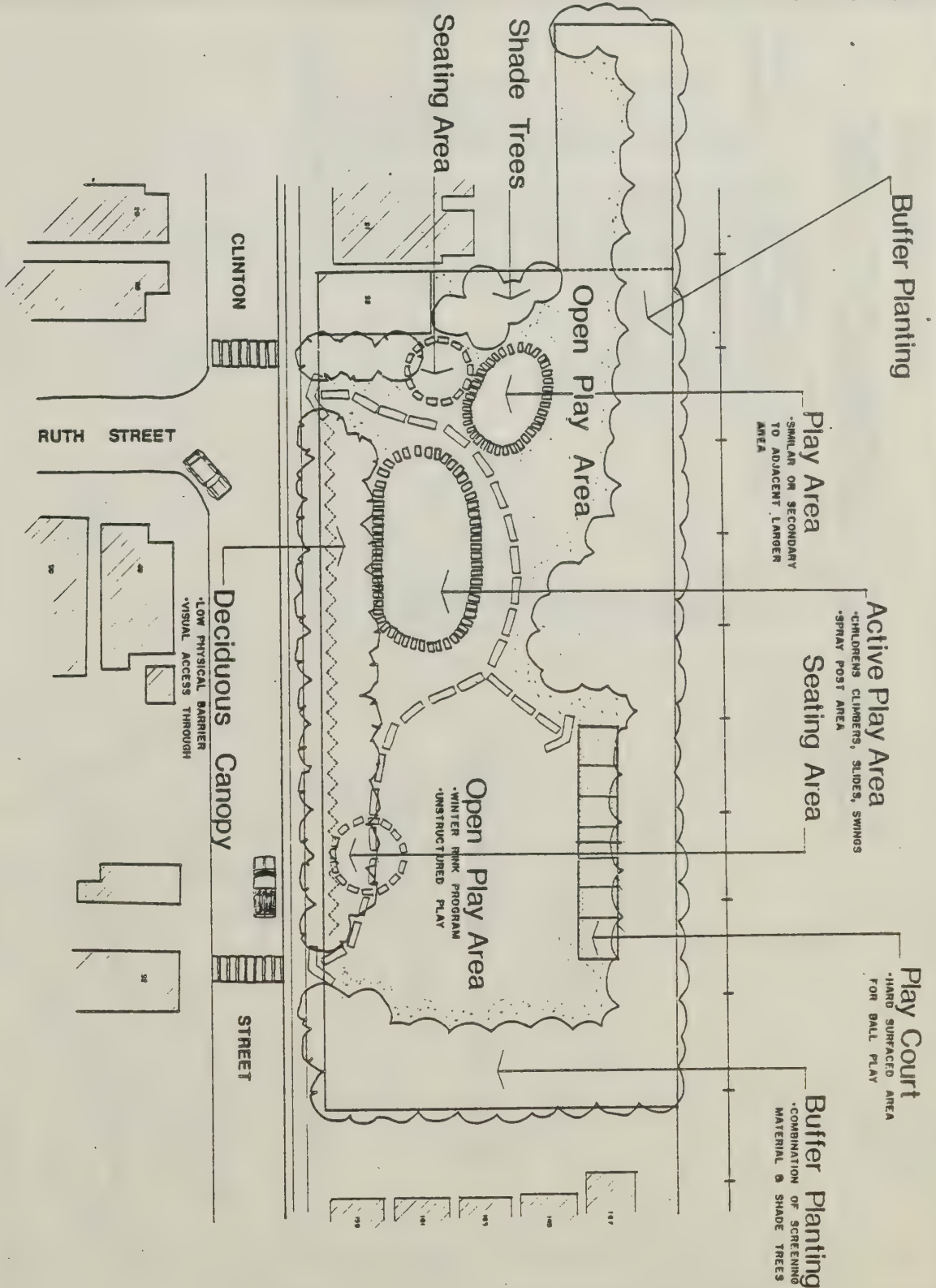


<p>DATE: 04/12/88</p> <p>BY: [Signature]</p> <p>PROJECT: 18-114</p>	
<p>STEELE/CROWN</p> <p>POINT WEST PRIDE</p> <p>CITY OF MONTGOMERY</p> <p>1200 NORTH BRIDGE STREET</p> <p>MONTEZUMA, ARIZONA 85901</p>	
<p>LANDSCAPE PLAN</p> <p>PRELIMINARY</p>	
<p>FRANK BASCAND</p> <p>LANDSCAPE ARCHITECTS LTD.</p> <p>1000 WEST 10TH AVENUE</p> <p>EDMONTON, ALBERTA T6P 0K1</p>	



# DEVELOPMENT CONCEPT

## CLINTON STREET SITE



DATE	100	DATE	100
TIME	100	TIME	100
PLAN	100	PLAN	100
SCALE	100	SCALE	100

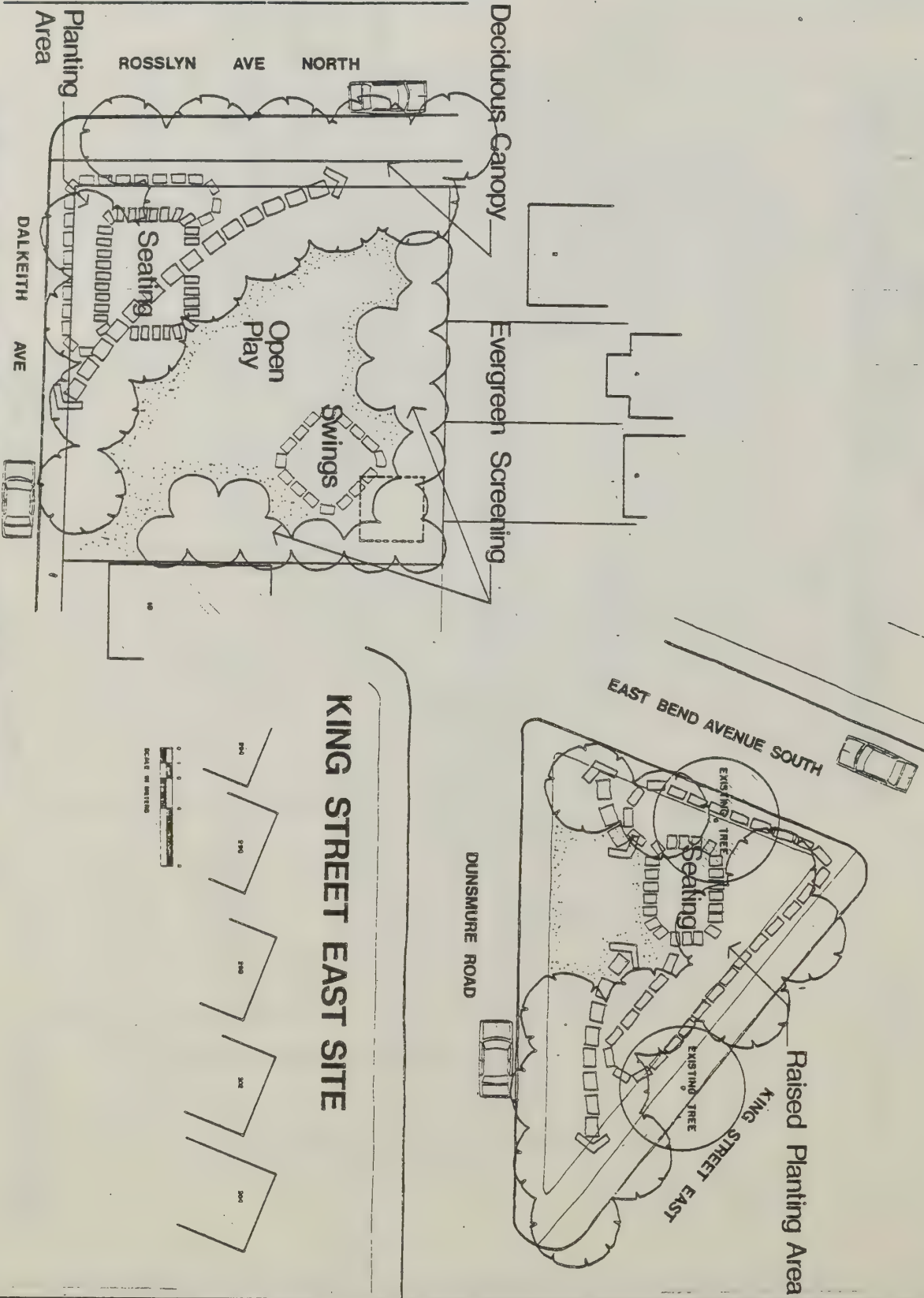
  

<p>STRELEIGH/CROWN</p> <p>POINT WEST PRIDE</p> <p>STRELEIGH/CROWN</p> <p>POINT WEST PRIDE</p>	<p>FRANK BACLAND</p> <p>LANDSCAPE</p> <p>ARCHITECTS LTD</p>
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<p>LANDSCAPE PLAN</p> <p>PRELIMINARY</p>	<p>DATE OF PRELIMINARY</p> <p>DATE OF PRELIMINARY</p>
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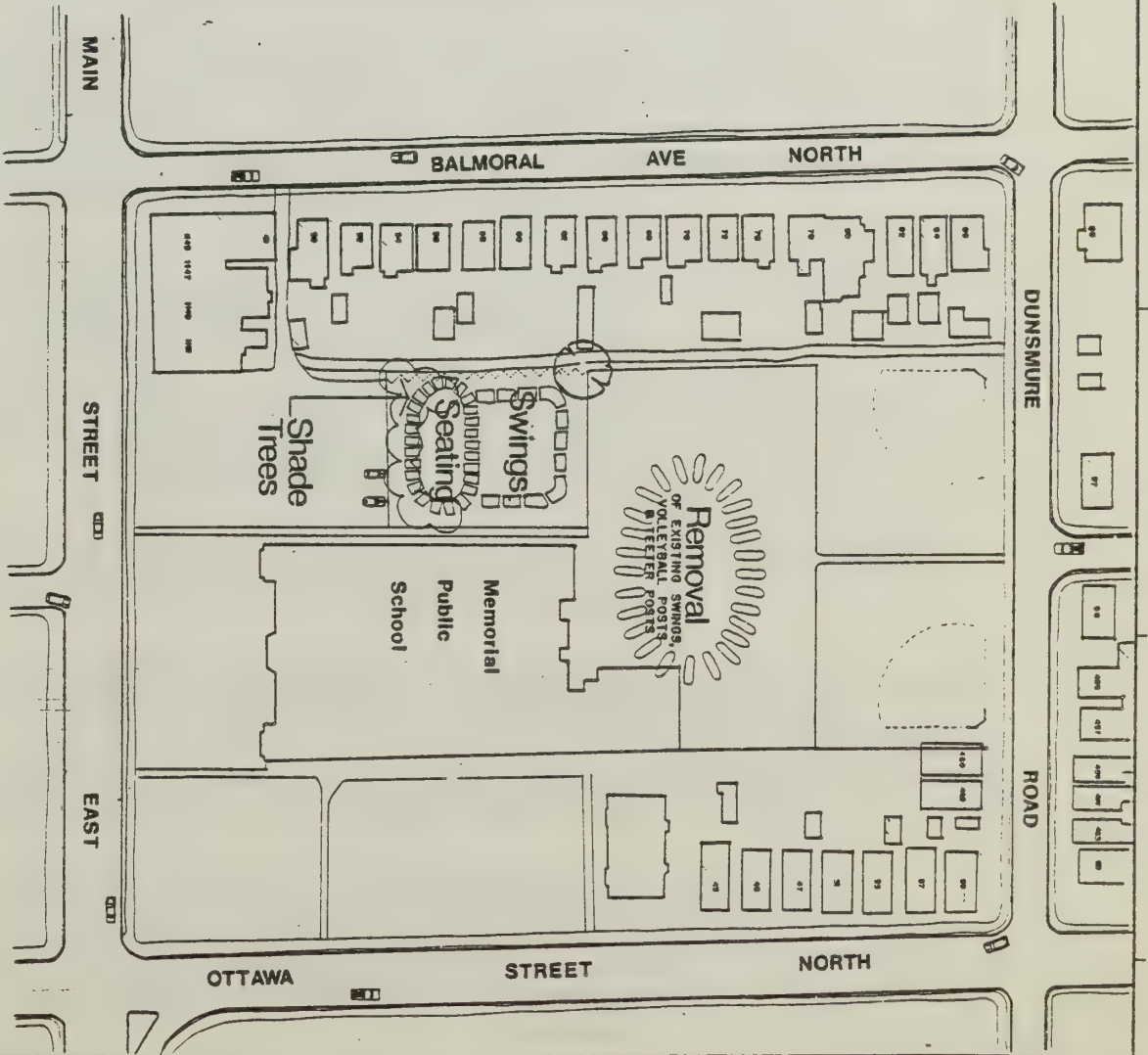
# DEVELOPMENT CONCEPT HAYWARD SITE



<p>DATE: 04/12/88 DRAWN: [Signature] CHECKED: [Signature] PROJECT: 88-115</p>	<p>STIPPLEY/CROWN POINT WEST PRIDE CITY OF SEASIDE 10000 10000 10000 10000 10000 10000</p>	<p>LANDSCAPE PLAN PRELIMINARY</p>	<p>Scale: 1:100 Date: 04/12/88 Drawing: 1 Project: 88-115</p>
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# DEVELOPMENT CONCEPT MEMORIAL SCHOOL SITE



FRANK BASCIANO  
LANDSCAPE  
ARCHITECTS LTD.  
1000 STATE STREET  
ALBANY, NEW YORK 12207

STRELEBY/CROWN  
POINT WEST PRIDE  
CITY OF ALBANY  
1000 STATE STREET  
ALBANY, NEW YORK 12207

LANDSCAPE PLAN  
PRELIMINARY

Scale 1"=40'	Sheet 10
100' 0" 200' 0"	100' 0" 200' 0"
0 100 200	0 100 200

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1. (a) That the Planning and Development Department be directed to expedite the Main Street West (Highway 403 to Queen Street) Comprehensive Study (including a background report, advisory committee and policies) as soon as possible.
- (b) That the following short term actions be taken now:
  - (i) That the Planning Department be directed to coordinate landscaping proposals for key properties and approach owners with a view to installation;
  - (ii) That the Planning Department coordinate preparation of a scheme for nightscaping encompassing both private and municipal actions;
  - (iii) That the Planning and Development Department examine land use alternatives between the Spectator and the T.H. & B. line and suggest development guidelines;
  - (iv) That the Planning Department prepare a zoning by-law amendment limiting signs to no higher than the eaves of the building on the site;
  - (v) That the Building Department be directed to survey all properties with a view to enforcing the Property Standards By-law;
  - (vi) That the Parking Authority be requested to investigate and identify parking needs and recommend appropriate solutions;
  - \* (vii) That the Traffic Department check signs to ensure they are not encroaching on the road allowance;
  - (viii) That the Community Development Department provide information and meet with merchants with a view to establishing a Business Improvement Area, which will assist property owners with funding for improvements, i.e. Commercial Facade Loan Programme.

\* Section 1(b) (vii) Amended to Read:

- (vii) That the Building and Regional Engineering Departments check signs to ensure they are not encroaching on the road allowance;



- (ix) That the Planning and Development Department in conjunction with the Real Estate Department review the feasibility of acquiring property at the eastern corners of Dundurn and Main Street West with a view to a redevelopment of the scheme;
  - (x) That L.A.C.A.C. be requested to survey all buildings with a view to assisting with conservation improvements.
  - (xi) That the Planning and Development Department be directed to place holding provisions on lands on Main Street West between Locke and Dundurn Streets until the Comprehensive Study is completed.
2. That Zoning Application 88-01, 684553 Ontario Ltd. (N. J. Pinelli), prospective owner, requesting a modification to the "C" (Urban Protected Residential, etc.) District, to permit the redevelopment of the subject lands for a two-family dwelling, for the property located at No. 333 Waverly Street, as shown on the attached map marked as APPENDIX "A", BE DENIED for the following reasons:
- (a) it represents an overintensification of land use since variances are required to lot width, lot area, location of required parking and side yards;
  - (b) it would be out of character with the surrounding single-family dwellings both in terms of size and bulk; since the surrounding development is predominantly 1 to 1-1/2 storey single family dwellings and the applicant proposes a 2-1/2 storey semi detached dwelling and,
  - (c) it would set an undesirable precedent for future similar redevelopment applications.
3. That APPROVAL be given to Zoning Application 88-04, Melan Balac, owner, requesting a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations applicable to property located at No. 114 Melvin Avenue, as shown on the attached map marked as APPENDIX "B", on the following basis:
- (a) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variances as special requirements:

- (i) Notwithstanding Section 4(3)(a) of By-law No. 6593 two principal buildings which include a commercial and a residential use shall be permitted;
- (ii) Notwithstanding Section 14(1)(xvii) of By-law 6593 the existing building located at the rear of No. 114 Melvin Avenue may be used as a wholesale warehouse for the sale and storage of worms;
- (iii) Notwithstanding Section 14(3)(iii)(c) of By-law No. 6593 a minimum rear yard of 0.45m shall be permitted;
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1072, and that the subject lands on zoning District Map E-73 be notated S-1072;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-73;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations applicable to property at No. 114 Melvin Avenue.

The effect of the By-law is as follows:

- (a) To permit two principal buildings and uses on the same lot whereas Section 4(3)(a) of the Zoning By-law, only permits one principal building and one principal use on the lot.
- (b) To permit the existing building located at the rear of No. 114 Melvin Avenue to be used as a wholesale warehouse for the sale and storage of worms (Section 14(1)(xvii)).
- (c) To permit a minimum rear yard of 0.45m (1.5 ft.) instead of 4.5m (14.76 ft.) required for the second principal building located on the lot (Section 14(3)(iii)(c)).



4. (A) That APPROVAL be given to Zoning Application 88-07, Vaghela Investments; owner, requesting a change in zoning from "J" (Light and Limited Heavy Industry) District to "DE-3" (Multiple Dwellings) District, to permit the conversion of the existing vacant industrial buildings to a 193 unit multiple dwelling (condominium) for the property located at Nos. 21-71 Sanford Avenue North (Block "2"), as shown on the attached map marked as APPENDIX "C", on the following basis:
- (a) That the amending By-law apply the holding provisions of Section 35(1) of the Planning Act R.S.O. 1983 to the subject lands, by introducing the holding symbol 'H' as a suffix to the proposed "DE-3" District.
  - (b) That Block "2" be rezoned from "J" (Light and Limited Heavy Industry) District, modified to "DE-3" - 'H' (Multiple Dwellings) District;
  - (c) That the holding provision ('H') be removed by City Council upon completion of a site plan for the proposed development which includes the parking lots located at No. 10 Acorn Street and No. 15 Sanford Avenue South.
  - (d) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variances as special requirements:
    - (i) That Section 10C(3) shall not apply to the existing buildings;
    - (ii) That notwithstanding Section 10C(6), there shall be provided and maintained on the lot and within the district, at least 12% of the lot area shall be landscaped;
  - (e) That Section 4.(3)(a) shall not apply;
  - (f) That notwithstanding Section 18A.(9), the required parking for the multiple dwelling shall be provided on lots located at No. 10 Acorn Avenue, and No. 15 Sanford Avenue South or on-site;
  - (g) That notwithstanding Section 18A.(1)(C), one loading space (9m x 3.7m x 4.3m) shall be provided on-site;
  - (h) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1073, and that the subject lands on Zoning District Map E-22 be notated S-1073;

- (i) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-22;
  - (j) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
  - (k) That the approved Gibson Neighbourhood plan be amended by redesignating No. 21 Sanford Avenue from "Commercial and Apartments" to "Medium Density Apartments".
  - (l) That the conditions of the Hamilton-Wentworth Engineering Department be satisfied prior to the amending by-law being submitted to City Council for approval.
- (B) That Schedule "A" of Site Plan Control By-law 79-275 be amended by adding the properties located at No. 10 Acorn Street and No. 15 Sanford Avenue South, as shown on APPENDIX "D".

**NOTE:** The purpose of the By-law is to provide for a change in zoning from "J" (Light and Limited Heavy Industry) District, modified, to "DE-3" - 'H' (Multiple Dwellings) District, modified, for the property located at Nos. 21-71 Sanford Avenue North.

The 'H' refers to a holding symbol which will prohibit the development of the subject lands until a site plan for a proposed development (including the two parking lots on Sanford Avenue South and Acorn Street) is approved by the Planning and Development Committee.

The effect of the By-law is to permit the conversion of the existing vacant industrial building for a 193 unit multiple dwelling (condominium).

In addition, the By-law provides for the following variances:

- (a) to exempt the existing building from the yard requirements of the "DE-3" District;
- (b) to permit a minimum landscaped area of 12% instead of the required 25%;
- (c) to allow 2 principal buildings on the same residential lot whereas only 1 building is permitted;



- (d) to allow a portion of the required parking spaces to be located off-site instead of on-site on lots located at No. 10 Acorn Avenue and No. 15 Sanford Avenue South.
  - (e) to exempt the development from providing a large loading space whereas the By-law required one large and one small loading space.
5. (A) That APPROVAL be given to Subdivision Application 87-20, 660555 Ontario Ltd., owner, to establish a plan of subdivision on the east side of Upper Gage Avenue and north of Rymal Road East subject to the following conditions:
- (a) That this approval apply to the plan prepared by A. J. Clarke and Associates, dated 1987 June 26, revised to show 27 lots for street townhouses, one block (Block "32") for road widening, a 12m x 12m daylight triangle, three blocks (Blocks "29", "30" and "31") as a 0.3m reserve, and two blocks (Blocks "28" and "33") for development with adjacent lands.
  - (b) That the owner acquire sufficient land to establish Rita Avenue to its full required width.
  - (c) That the streets and the road widening be dedicated as public highways on the final plan.
  - (d) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
  - (e) That the final plan conform with the City of Hamilton Zoning By-law.
  - (f) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
  - (g) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
  - (h) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.

- (i) That the dead-ends and open side of the road allowance (Blocks "28", "30", and "31") created by the plan be terminated in a 0.3m reserve to be conveyed to the City of Hamilton and to be held by the City until required for the extension of the road allowance and/or development of adjacent lands.
  - (j) That Blocks "28" and "33" only be developed in conjunction with adjoining lands.
  - (k) That Rita Avenue align with the adjacent street, and Street "A" align with the mid-block collector street on the west side of Upper Gage Avenue, centreline to centreline.
  - (l) That the owner shall erect a sign in accordance with Section X of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
  - (m) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (B) That a Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-87-20), 660555 Ontario Ltd., owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.
6. That APPROVAL be given to Zoning Application 87-94, 660555 Ontario Limited, owner, for a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT-30" (Street Townhouse) District, for property located on the east side of Upper Gage Avenue in the area between Anna Capri Drive and Goldengate Avenue, as shown on the attached map marked as APPENDIX "E", on the following basis:
- (a) That the lands described as Block "1" be rezoned from "AA" (Agricultural) District to "RT-30" (Street Townhouse) District.
  - (b) That the land described as Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "RT-30" (Street Townhouse) District.



- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49D;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (e) That the Templemead Neighbourhood Plan be amended by redesignating the subject lands from "Low Density Apartments" to an "Attached Housing" designation.

NOTE: The purpose of the By-law is to provide for the following changes in zoning for property located on the east side of Upper Gage Avenue in the area between Anna Capri Drive and Goldengate Avenue.

- (a) Block "1" change from "AA" (Agricultural) District to "RT-30" (Street Townhouse) District
- (b) Block "2" change from "C" (Urban Protected Residential, etc.) District to "RT-30" (Street Townhouse) District

The effect of the By-law is to permit development of the subject lands for street townhouses.

- 7. That the Building Commissioner be authorized to issue demolition permits for the demolition of the following residential buildings:
  - (a) 102 Dana Drive
  - (b) 277 Stone Church Road West
  - (c) 289 Tolton Avenue
  - (d) 143 Ottawa Street North
  - (e) 1010 Upper Wentworth Street
- 8. That the Director of Community Development be authorized to process the following grants/loans in the amount not to exceed \$7,500. The actual amount of grant or loan to be determined by inspection of the property under the Property Standards By-law 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme.

- (a) W. Middelkamp  
149 Walter Avenue North
- (b) C. Micks  
13 Queensdale Avenue East
- (c) H. Sopo  
179 Oakland Drive
- (d) R. Salmon  
82 Gertrude Street
- (e) E. North  
21 Fairfield Avenue North

9. That a loan increase in the amount of \$9,795. be APPROVED for Gwynette Seymour, owner of a Second Level Lodging Home, located at 60 West Avenue South.

NOTE: The loan is amortized over a ten year period at three percent interest and secured by a Lien on Title. The original loan amount was \$38,510. The new loan amount is \$48,305.

10. That a rehabilitation loan in the amount of \$50,000. be APPROVED for Mrs. Zelda M. Daley, owner of a Second Level Lodging Home at 178 John Street North.

NOTE: The loan is amortized over a ten-year period at three (3) percent interest, and is secured by a Lien on Title.

11. That a Commercial Facade Loan in the amount of \$50,000. be APPROVED for Mr. Morty Morgenstern, owner of 207, 209, 211 and 213 James Street North.

NOTE: The interest rate will be 4-1/2 percent, amortized over ten years.

12. That a Commercial Facade Loan Programme loan increase in the amount of \$2,085. be APPROVED for Mr. Jerry Sherman, owner of 155, 157, 159 and 161 James Street North.

NOTE: The total loan would now be \$10,935.



13. That a Commercial Facade Loan in the amount of \$30,000. be APPROVED for Wildred Gerofsky, Richard Gerofsky and Molly Gerofsky, owners of 123-125 King Street East and 7-11 Catharine Street North.

NOTE: The interest rate will be 4-1/2 percent, amortized over 10 years.

14. That a purchase order be issued to Royal Fence Ltd., London in the amount of \$34,995. for the installation of a Concrete Noise Barrier Fence, Central Memorial Recreation Centre for the Community Development Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of five (5) tenders received. Funds provided in Contractual Services Account #0405-P8-201.

15. That a purchase order be issued to Associated Paving, Mississauga in the amount of \$75,487. for the installation of Parking, Driveway and Service Access facilities, Corktown Stinson, for the Community Development Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of five (5) tenders received. Funds provided in Central Memorial Recreation Centre Paving Account #0405-T9.

16. That the Corporation of the City of Hamilton accept the sum of \$30,000. as cash payment in lieu of 5% dedication in connection with "ALMAS GARDENS - PHASE 5", Hamilton, this being the cash requirement under Section 10 of the Planning Act.

NOTE: These lands are located west of Upper Paradise Road and north of Upper Horning Road in the Gurnett Neighbourhood.

17. That the Corporation of the City of Hamilton accept the sum of \$9,883.62 as cash payment in lieu of 5% dedication in connection with "ASPEN WEST - PHASE 3", Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper Wentworth Street and south of the proposed Mountain Freeway in the Crerar Neighbourhood.

18. (a) That an Offer to Purchase an irregular shaped parcel of vacant land located on the southerly limit of York Boulevard between Hess Street North and Queen Street North from Douglas L. Nash and Brian W. Morison, scheduled for closing on or before 1988 March 1st, be extended to close on or before 1988 April 25th.
- (b) That interest is to be paid on the selling price at the prime rate of interest charged by the C.I.B.C. from 1988 March 1st to the date of closing.
- (c) That this extension is to be granted on the understanding that all other terms and conditions agreed to within the Offer to Purchase will remain unchanged, and time will remain of the essence.
19. (a) That APPROVAL be given to the "Intent to Designate" the property at 286 Sanford Avenue North as a property of Historical and Architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation herewith attached and marked APPENDIX "F".
- (b) That the City Solicitor be authorized and directed to take appropriate action to have the property designated pursuant to the provisions of the Ontario Heritage Act, 1983.
20. That the interim account of Weir and Foulds, Barristers and Solicitors dated 1988 February 25th, in the amount of \$5,898. for fees and \$127.16 for disbursements for a total of \$6,025.16 be paid.
- NOTE: This account covers services from 1988 January 1st to 1988 February 8th.
21. That the Chairman or his designate be authorized to attend the National Conference on Downtown Revitalization to be held in Toronto on 1988 May 8, 9, 10, 11.



22. That the City Clerk notify the Clerk of the Regional Municipality of Hamilton-Wentworth that the City of Hamilton does not object to the proposed Amendment 33 to the Niagara Escarpment Plan.

NOTE: The Niagara Escarpment Commission has requested the City of Hamilton to comment on proposed Amendment 33 to the Niagara Escarpment Plan which has been initiated by the Hamilton Region Conservation Authority. The Amendment will allow the proposed "Iroquoia Heights Conservation Area" to be included in the Niagara Escarpment Parks System. The subject lands are entirely located in the Town of Ancaster. In addition, other minor changes to the Plan's parks policies are proposed to bring the Plan up-to-date.

The proposed amendment to the Niagara Escarpment Plan would not adversely affect the planning interest in the City of Hamilton.

23. That in regards to Site Plan Control Application DA-87-86 by Oshawa Holdings Limited, owner of lands at 590 Nash Road for an expansion of the existing Lang's Cold Storage facility, that the existing Site Plan Control Agreement registered on 1984 May 22, as Instrument No. 280948 C. D. be amended by replacing Schedule "A", Drawing H-043 with the planting plan for Site Plan Control Application DA-87-86 by EDA Collaborative Inc. dated 1988 March 2, revised as per the requirement of the City of Hamilton.

NOTE: The existing registered Site Plan Control Agreement provides for landscaping and parking and loading areas to be located on lands 11.82m x 311.603m (38.78 ft. x 1022.32 ft.) abutting Confederation Drive and plantings on the road allowance. The applicant has requested an amendment to the plans to permit a phased expansion of the facility in the area under Site Plan Control and provision of four landscaped areas of approximately 4.5m in width and 34m, 24m, 100m and 24m in length within the property and two landscape areas of approximately 1.5m in width and 48m and 75m in length on the road allowance.

24. (A) That Zoning Application 87-122, 566055 Ontario Inc., (V. Zipp, President), prospective owner, requesting a change in zoning from "L-c" (Planning Development - Commercial) District to "H" (Community Shopping and Commercial, etc.) District, modified to permit the conversion of the existing building to a business office for a security and protection services and investigations firm for the property located at No. 94 Park Street North, as shown on the attached map marked as APPENDIX "G", BE DENIED for the following reason:

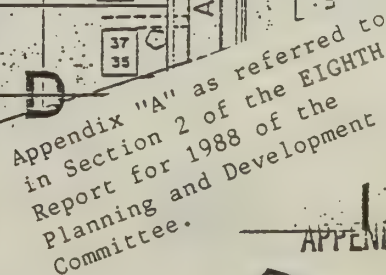
- (a) The proposal would adversely affect the supply of affordable rental housing.
  - (B) That Section 10 of the FOURTH Report for 1988 of the Planning and Development Committee approved by City Council on Tuesday, 1988 February 23rd giving conditional approval to Zoning Application 87-122 BE RESCINDED.
25. That leave be granted to introduce the following Bills:
- (a) Bill D-42 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 1526 and 1532 Upper Gage Avenue.
  - (b) Bill D-43 A By-law to repeal Zoning By-law No. 87-351 respecting land located at Municipal No. 1088 Main Street West.
  - (c) Bill D-44 A By-law to amend Zoning By-law No. 6593 respecting lands located on the east side of Upper James Street, in the area south of Rymal Road East.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

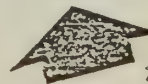
Mrs. Susan K. Reeder  
Secretary  
1988 March 30th





## APPENDIX A

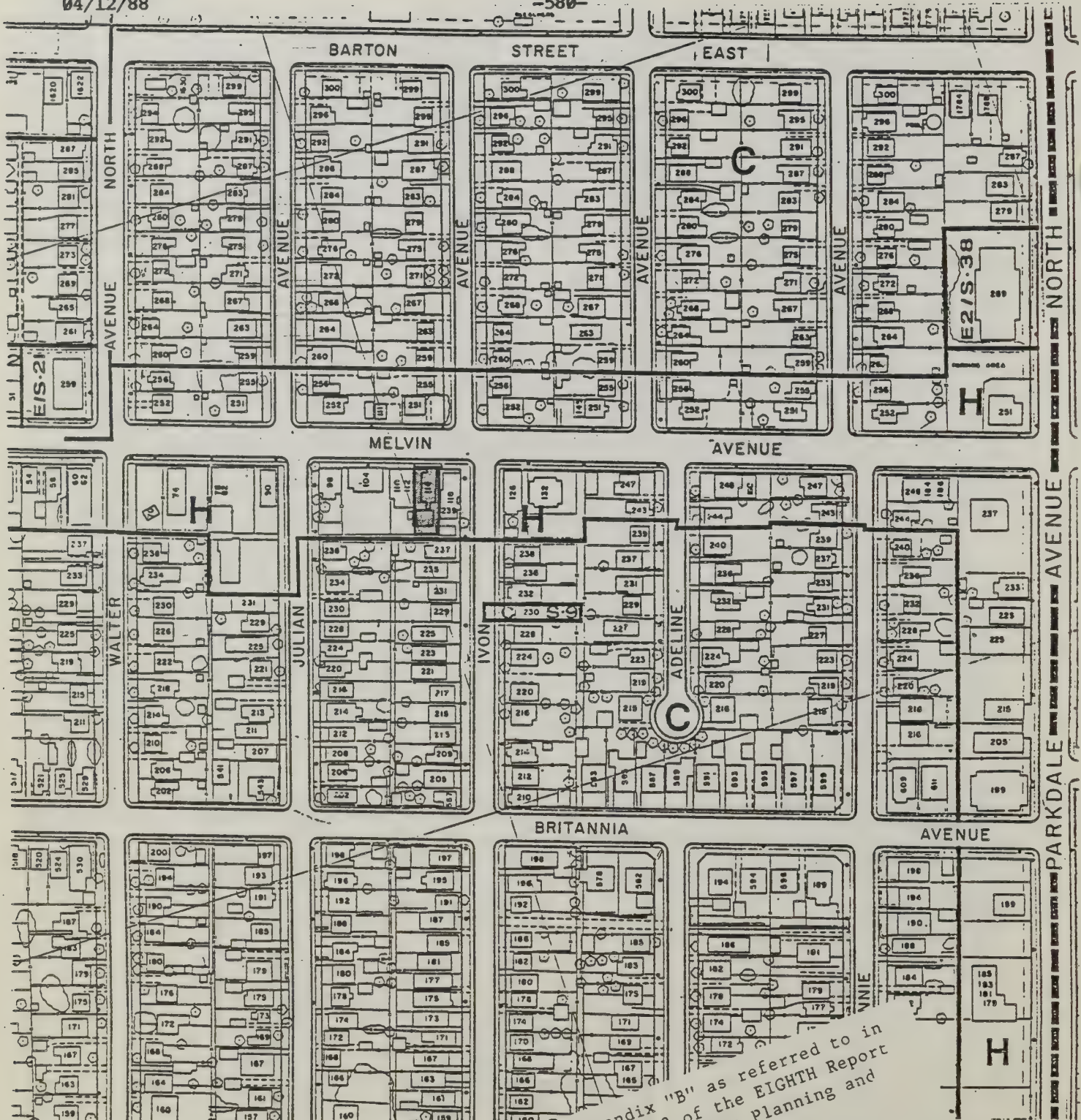
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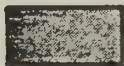


04/12/88

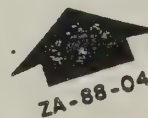
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# LEGEND



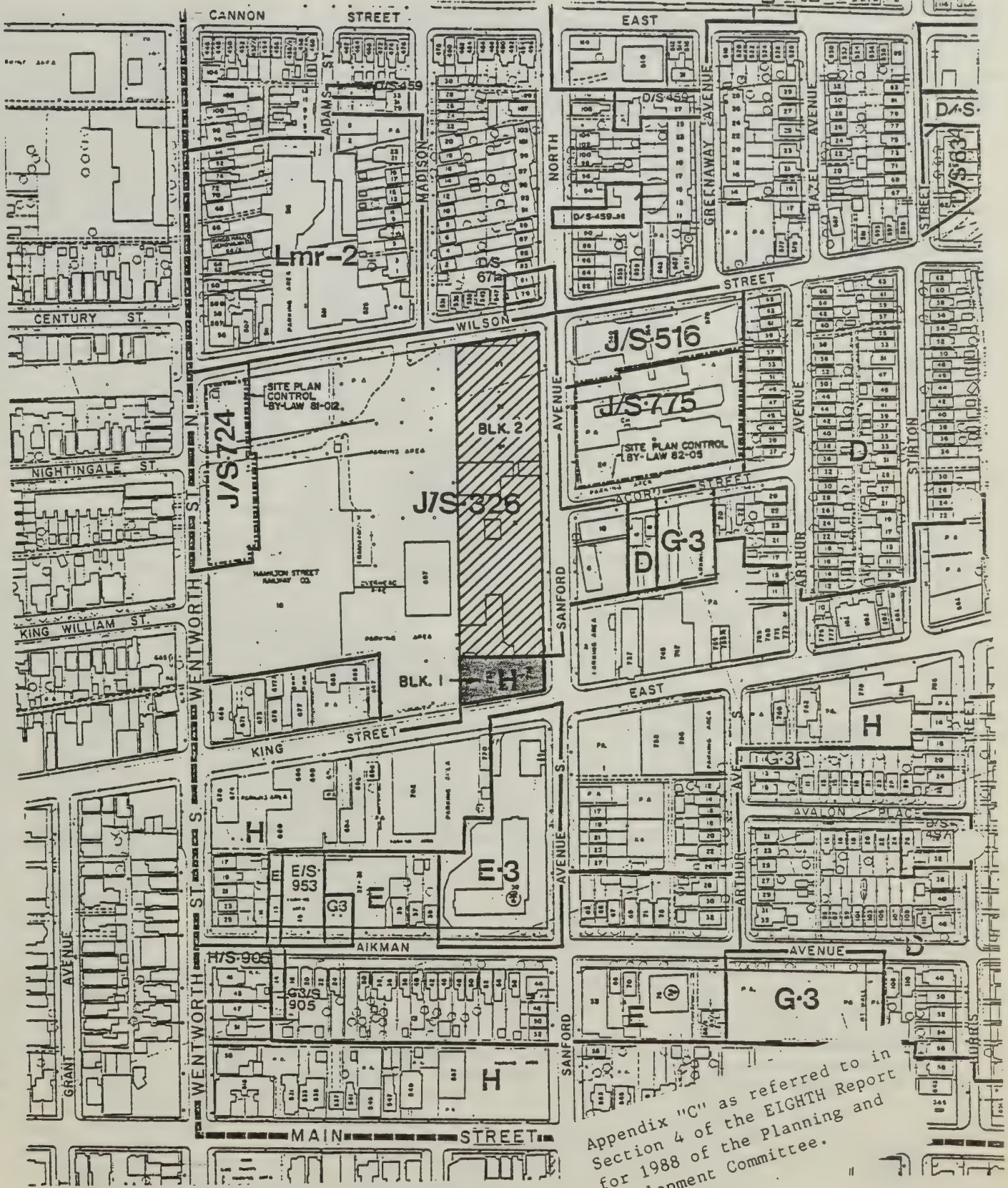
SITE OF THE APPLICATION



Appendix "B" as referred to in  
Section 3 of the EIGHTH Report  
for 1988 of the Planning and  
Development Committee.

APPENDIX A

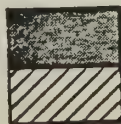




**LEGEND**

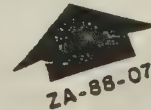
BLOCK 1

BLOCK 2



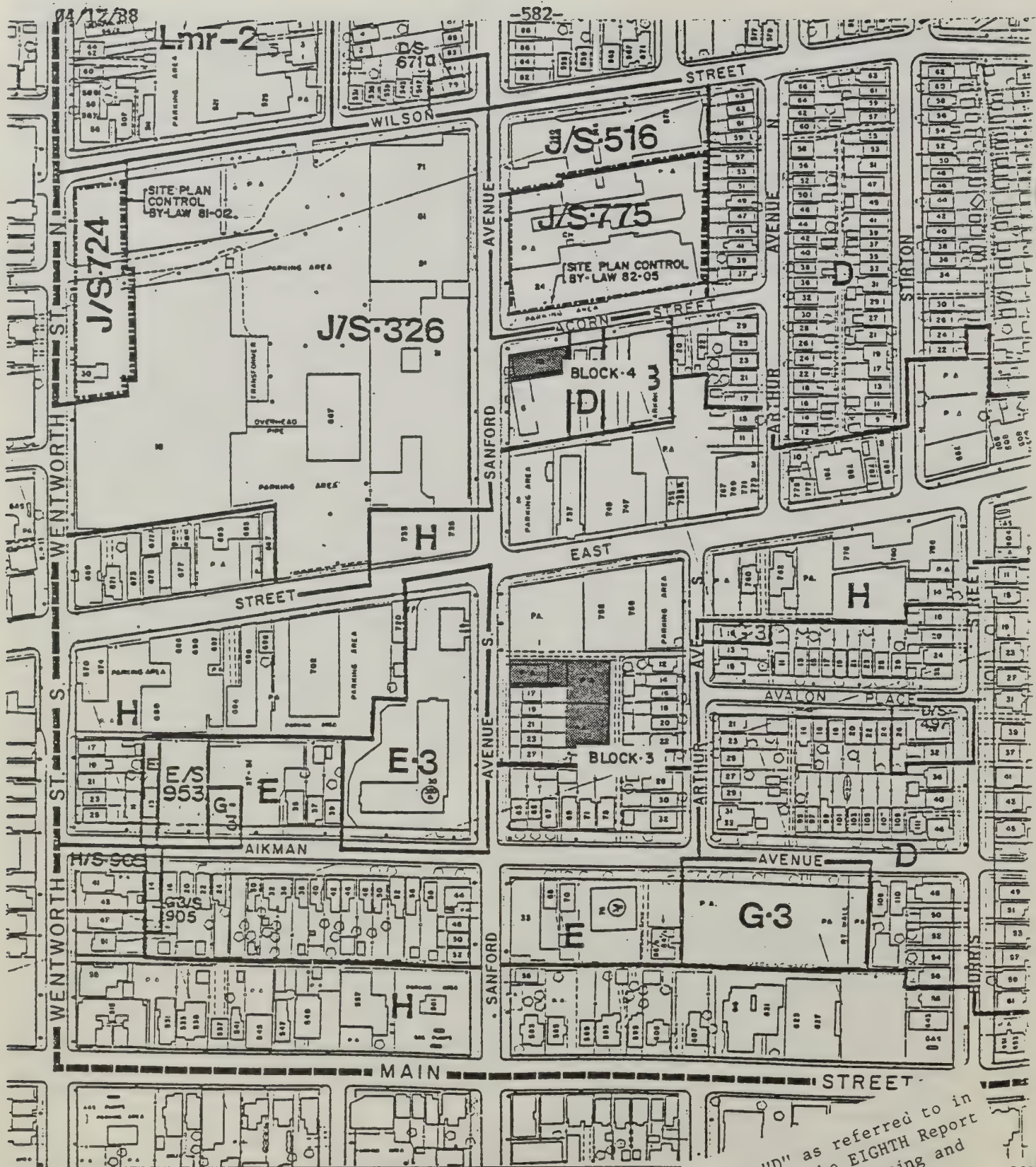
SITE OF THE APPLICATION

Appendix "C" as referred to in  
Section 4 of the EIGHTH Report  
for 1988 of the Planning and  
Development Committee.



APPENDIX A





# LEGEND

BLOCKS  
3 & 4



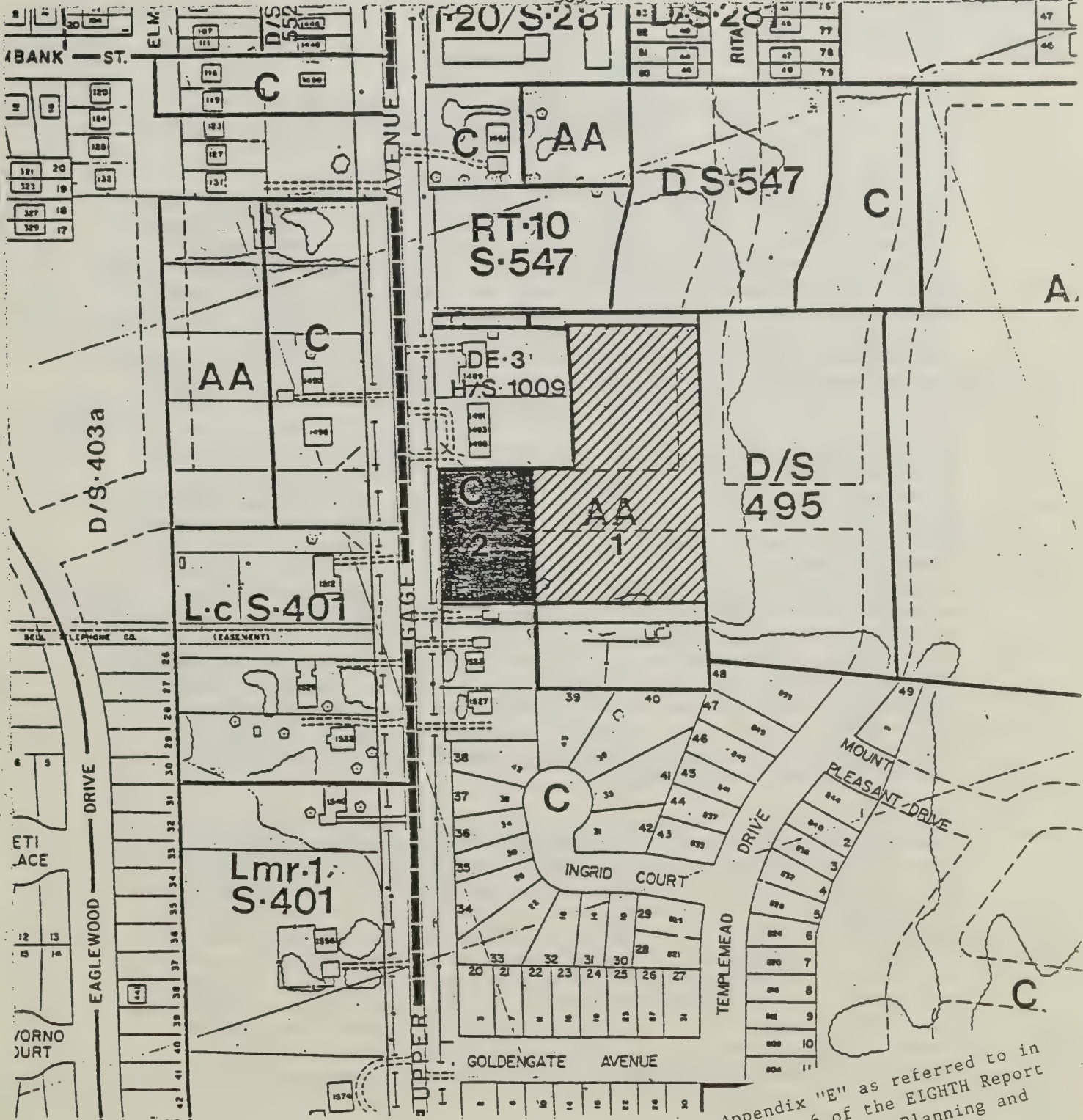
LANDS TO BE ADDED TO SCHEDULE 'A' OF  
SITE PLAN CONTROL BY-LAW 79-275

Appendix "D" as referred to in  
Section 4 of the EIGHTH Report  
for 1988 of the Planning and  
Development Committee.



APPENDIX 'B'





LEGEND



CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "RT-30" (STREET-TOWNHOUSE) DISTRICT.



CHANGE IN ZONING FROM "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "RT-30" (STREET-TOWNHOUSE) DISTRICT.

Appendix "E" as referred to in Section 6 of the EIGHTH Report for 1988 of the Planning and Development Committee.



## REASONS FOR DESIGNATION

The Canadian Westinghouse Head Office  
286 Sanford Avenue North

The Canadian Westinghouse head office at 286 Sanford Avenue North was erected in 1917, directly south of the company's main plant. Designed by the Hamilton architectural firm of Prack & Perrine, the original five-storey brick and stone clad building had a dignified presence in the City's rapidly growing industrial east end. With the increased height gained by the addition of two more stories in 1928, the building acquired a taller, narrower profile while retaining all of its original architectural features. Today the Westinghouse office building dominates the surrounding low-rise buildings and open spaces and is a prominent landmark in the Barton Street/Sanford Avenue area.

Designed by the predecessor of Prack & Prack, architects of the Pigott Building (1929) and the Lister Block (1923), the building is representative of the industrial office buildings designed by Canadian architects in the early 20th century. The Westinghouse head office was an attractive and functional building designed to accommodate the company's executive and office staff as well as to project a successful corporate image. The advanced reinforced concrete construction is expressed in the modern grid-like composition of the building's two end sections. More traditional is the classical treatment of the top and bottom floors, expressed by the decorative stone cornice, string courses, and arched window and door surrounds with prominent keystones. Another noteworthy feature of the original design was the suspended ornamental metal canopy over the main entrance doorway (removed in 1969 or 1970). Decorative plaques between the arched openings of the first storey display the Westinghouse logo.

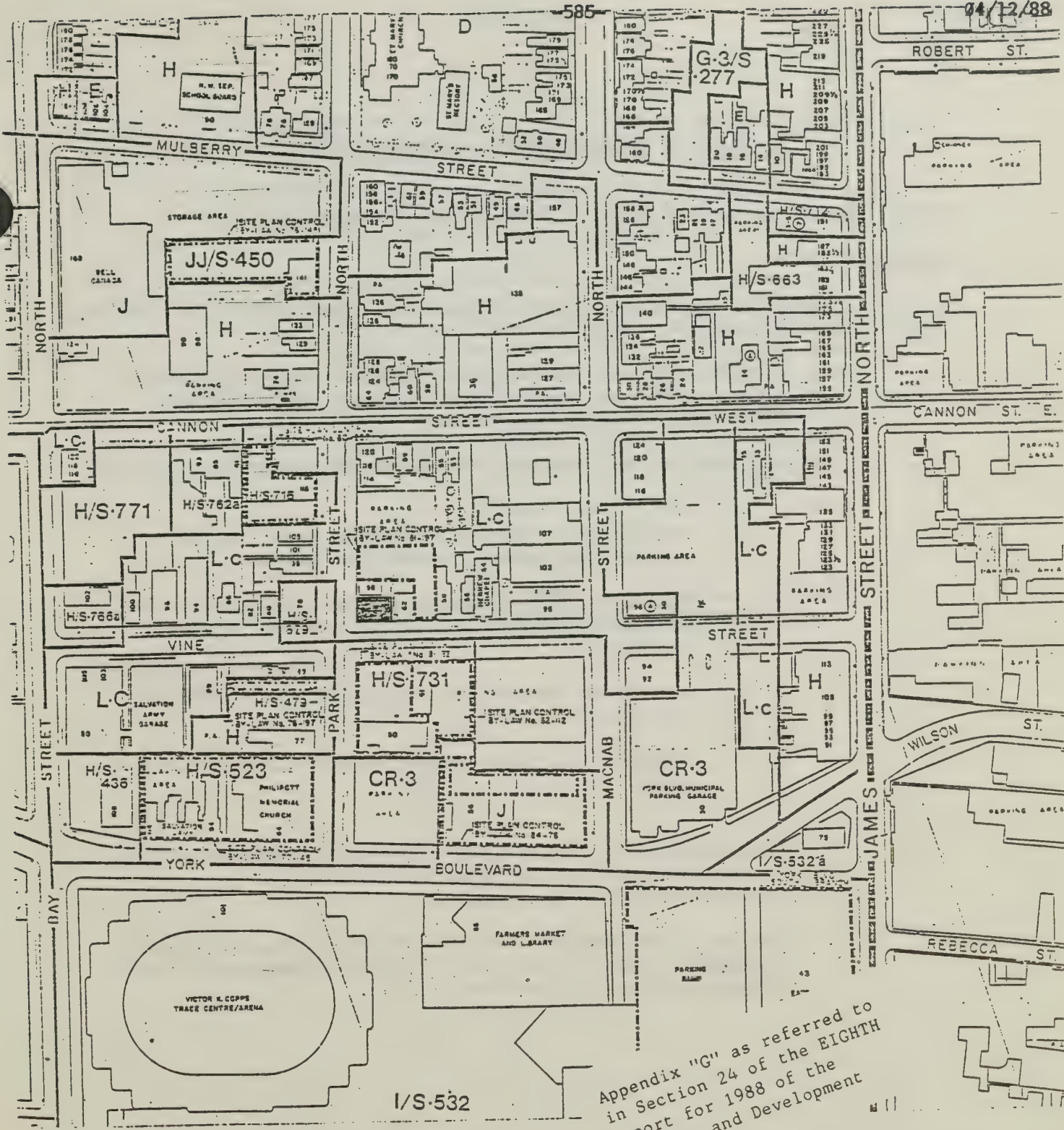
The City of Hamilton was selected as the site of the Canadian Westinghouse headquarters following the company's incorporation in 1903. The erection of a large head office building symbolized its impressive growth, from a small railroad air brake manufacturing firm established at this location in 1897 by George Westinghouse to one of the country's leading manufacturers of electrical equipment. The 1928 addition to the building following the first major expansion of the company's production facilities - the completion in 1924 of its west end plant. Throughout its history, the Canadian Westinghouse Co. (now Westinghouse Canada Ltd.) has played a major role in Hamilton's industrial growth and made an important contribution to the development of new types of electrical apparatus: notably, transformers, hydro-electric generators (used in Ontario Hydro stations on the Niagara River), radios, stoves and refrigerators.

Important to the preservation of the Canadian Westinghouse head office building are the original architectural features of all four exterior facades, including the brick masonry walls, the stone trim and the wood-framed, double-hung windows, but excluding the modern entrance doors on the east and west facades.

Appendix "F" as referred to  
in Section 19 of the EIGHTH  
Report for 1988 of the  
Planning and Development  
Committee.



04/12/88

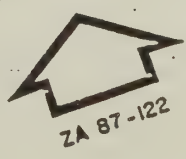


**LEGEND**



SITE OF THE APPLICATION

Appendix "G" as referred to  
in Section 24 of the EIGHTH  
Report for 1988 of the  
Planning and Development  
Committee.



APPENDIX A

REPORT OF THE INFORMATION SYSTEMS COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its FIRST Report for 1983 and respectfully recommends:

1.
  - (a) That the Commissioner of Human Resources be authorized to advertise for a Director/Facilities Manager to head the Amalgamated Systems Department.
  - (b) That the mandate for the Director/Facilities Manager be as follows:
    - (i) Develop and implement an appropriate organization for the amalgamated Systems Department.
    - (ii) Develop policies, procedures and standards for the Systems Department in conjunction with all major end-users.
    - (iii) Develop an appropriate cost allocation methodology and system.
    - (iv) Conduct a hardware evaluation and office automation study.
2.
  - (a) That meetings of the Information Systems Committee be held at the offices of the Regional Municipality of Hamilton-Wentworth once a month.
  - (b) That Mr. John Thompson, Legislative Assistant, City Clerk's Department, City of Hamilton be appointed Secretary of the Systems Information Committee.



3. For the information of Council, the Information Systems Committee at its first meeting held 1988 April 07 -

- (a) discussed an Information Systems Organizational Structure Report prepared by the Joint Systems Task Group, copies of which are available from the Secretary.
- (b) received the following items for information:
  - (i) Finance and Personnel Committee Report 2-88, Item 7 dealing with the Workstations Replacements at Human Resources (Report No. 025/88).
  - (ii) Health and Social Services Committee Report 2-88, Item 2 dealing with the purchase of computer equipment for the Department of Health Services.

Respectfully Submitted,

ALDERMAN J. GALLAGHER, CHAIRMAN  
INFORMATION SYSTEMS COMMITTEE

John Thompson, Secretary  
1988 April 07

mjlw

\* REPORT OF THE NOMINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Nominating Committee presents its **THIRD** Report for 1988 and respectfully recommends:

1. The appointment of Mr. Duncan Beattie as the City's representative on the Hamilton Harbour Commission, to hold office until April 15, 1991.

Respectfully Submitted,

MAYOR R. M. MORROW,  
CHAIRMAN  
NOMINATING COMMITTEE.

E.A. Simpson, Secretary  
1988 April 12.

\* **THIRD** Report of the Nominating Committee added during Council.



CA 4 ON HBC ACS  
M21

URBAN MUNICIPAL  
AUG 02 1988  
GOVERNMENT DOCUMENTS

MEETING OF HAMILTON CITY COUNCIL  
WEDNESDAY, APRIL 13, 1988  
4:00 O'CLOCK, P.M.

Special meeting of City Council called at the direction of His Worship Mayor Robert M. Morrow.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, McCulloch, Copps, Christopherson, Agostino, Smith, Murray, Ross.

The Clerk read the notice calling the meeting.

\*\*\*\*\*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that Rule No. 2 (4) of Procedural By-law 82-203 be suspended as it pertains to the requirement for a "... written notice delivered to each Member of Council ... at least one day before the meeting. - CARRIED UNANIMOUSLY.

\*\*\*\*\*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked in order to consider a resolution respecting "a Quit Claim Deed to clarify a lot line between a City Park and 265 Bay Street South." - CARRIED UNANIMOUSLY.

\*\*\*\*\*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that the City quit claim a narrow parcel of land having a 2.47 foot frontage on the north side of Herkimer Street by a depth of 72.58 feet (Part 2, Plan 62R-8639) to Nellie Excell.

NOTE: A recent survey prepared for Mrs. Excell redefined the westerly limit of a City Park on Herkimer Street (Lot 193, Plan 1270) with the result that the City land (Lot 193), according to Plan 62R-8639, now includes a portion of Mrs. Excell's brick dwelling (more than fifty years old), and an adjacent strip of land between her building and Herkimer Street. This quit claim will confirm that the City does not claim any interest in the land described as Part 2, 62R-8639. - CARRIED UNANIMOUSLY.

\*\*\*\*\*

It was moved by Alderman McCulloch and seconded by Alderman Ross.

RESOLVED: that the attendance at this meeting, and all meetings called where the rule which requires the giving of one day's notice is suspended by the Council, not be recorded in the Council attendance statistics. - CARRIED UNANIMOUSLY.

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that the following Bill be now read a first time:

C-2 - CARRIED.

\* \* \* \* \*

It was moved by Alderman McCulloch, seconded by Alderman Cooke, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bill, with Mayor Morrow in the chair.

C-2.

\* \* \* \* \*

Consideration of the Bill (second reading).

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bill be adopted. - CARRIED.

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Cooke.

RESOLVED: that the following Bill be now read a third time.

C-2 - CARRIED.

\* \* \* \* \*

City Council adjourned at 4.05 o'clock, p.m.

\* \* \* \* \*



CA 4 ON HBC AOS  
M21

04/26/88

MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, APRIL 26, 1988  
7:30 O'CLOCK, P.M.

URBAN MUNICIPAL

AUG 02 1988

GOVERNMENT DOCUMENTS

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Christopherson,  
Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend Dr. Wayne Soble, James Street Baptist Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow read the following Proclamations:

- (a) "Day of Mourning - April 28, 1988.
- (b) "Blue Box Week" - April 25 - May 1, 1988.
- (c) "Just Say No Week" - May 1-7, 1988.

A mural by students of Hillpark Secondary School was presented to City Council by Mr. Ron Dawson, Teacher-Co-Ordinator of the Board of Education's Co-operative Education Programme.

The minutes of the meeting of April 12, 1988 and the special meeting of April 13, 1988 were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Petition, submitted by Stoney Creek United Church, Stoney Creek, Ontario, against Cinesex Cinemas and Peep Shows in Hamilton, Ontario, dated March 1988.
2. Application from J. & A. Riccio Developments Ltd., R.R. #10 Brampton, Ontario, for a change in zoning, property located at 1379-1383 Upper James Street, dated April 20, 1988.
3. Application from Corrado Development Corporation, 540 Concession Street, Hamilton, Ontario, for a change in zoning, property located at 480 Rymal Road West, dated April 21, 1988.
4. Letter from Doris Brick, AMO President, Suite 805, 100 University Avenue, Toronto, Ontario, advising of establishment of GASAMO, a municipally-based consortium which can reduce gas bills by as much as 20%, dated March 1988.
5. Letter from Mr. G. Butterworth, 206 St. Clair Boulevard, Hamilton, Ontario, re adjustment of remuneration for the Offices of Mayor and Aldermen, dated April 26, 1988. NOTED.

6. Three reports on various aspects of housing intensification, or providing for new households in established communities, dated March 31, 1988, prepared by the Ministry of Housing, and tabled by Mayor Robert M. Morrow.

\*\*\*\*\*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Valeriano in the chair.

\*\*\*\*\*

(A) EXECUTIVE COMMITTEE - NINTH REPORT.

\*\*\*\*\*

(A) EXECUTIVE COMMITTEE - TENTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Agro.

RESOLVED: that Subsection (a) of Section 1 be amended by deleting the words "short term public parking spaces" in the fifth line, and inserting in lieu thereof the words "available for hourly and daily parking." - CARRIED.

\*\*\*\*\*

Recorded vote on Subsection (a) of Section 1, as amended:

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Christopherson, Agostino, Wheeler, Cowell, Gallagher, Merling, Murray, Ross. - 14.

NAYS: Alderman Smith. - 1. CARRIED.

\*\*\*\*\*

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTH REPORT.

Alderman Ross declared personal interest in, took no part in the debate, and refrained from voting on Subsection (c) of Section 2. His wife is an employee of the firm referred to therein.

\*\*\*\*\*



It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that Subsection (c) of Section 7 be referred back. - CARRIED.

\*\*\*\*\*

Recorded vote on Section 18.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 14.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*

The recommendation of the Executive Committee on Section 22 was carried.

\*\*\*\*\*

It was moved by Alderman Copps and seconded by Alderman Cooke.

RESOLVED: that Subsection (a) of Section 5 of the FOURTH Report, adopted by City Council on February 23, 1988, dealing with the removal of the School Traffic Officer at Main Street West and Pearl Street, be now reconsidered. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Cooke and seconded by Alderman Copps.

RESOLVED: that Subsection (a) of Section 5 of the FOURTH Report, which was adopted by City Council at its meeting of February 23, 1988, and reading as follows:

"5. (a) That the School Traffic Officer at the intersection of Main Street West and Pearl Street, be removed."

be amended by deleting the word "removed" in the last line and substituting in lieu thereof the word "reinstated." - CARRIED.

\*\*\*\*\*

It was moved by Alderman Copps and seconded by Alderman Cooke.

RESOLVED: that Subsection (a) of Section 5 of the FOURTH Report be adopted, as amended. - CARRIED.

\*\*\*\*\*

(C) PARKS AND RECREATION COMMITTEE - TENTH REPORT.

\*\*\*\*\*

(C) PARKS AND RECREATION COMMITTEE - ELEVENTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Christopherson, Agostino, Smith, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Valeriano, Copps, Wheeler. - 3. CARRIED.

\*\*\*\*\*

(D) PLANNING AND DEVELOPMENT COMMITTEE - NINTH REPORT.

It was moved by Alderman Smith and seconded by Alderman Agostino.

RESOLVED: that Section 1 be referred back. -

YEAS: Aldermen Copps, Christopherson, Agostino, Smith. - 4.

NAYS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Wheeler, Cowell, Gallagher, Merling, Murray, Ross. - 11. LOST.

\*\*\*\*\*

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Wheeler, Cowell, Gallagher, Merling, Murray, Ross. - 12.

NAYS: Aldermen Christopherson, Agostino, Smith. - 3. CARRIED.

\*\*\*\*\*



Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Murray, Ross. - 13.

NAYS: Aldermen Gallagher, Merling. - 2. CARRIED.

\* \* \* \* \*

(D) PLANNING AND DEVELOPMENT COMMITTEE - TENTH REPORT.

\* \* \* \* \*

(E) LEGISLATION COMMITTEE - SIXTH REPORT.

It was moved by Alderman Agro and seconded by Alderman Christopherson.

RESOLVED: that Section 3 be referred back for clarification. - CARRIED.

\* \* \* \* \*

Recorded vote on Section 7.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Christopherson, Wheeler, Smith, Gallagher, Murray, Ross. - 11.

NAYS: Alderman Copps. - 1. CARRIED.

\* \* \* \* \*

(F) PERSONNEL COMMITTEE - SIXTH REPORT.

Recorded vote on Subsection (a) of Section 4.

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Valeriano, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 12.

NAYS: Aldermen Cooke, Copps, Christopherson. - 3. CARRIED.

\* \* \* \* \*

Recorded vote on Subsection (b)(i) of Section 4.

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Valeriano, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 12.

NAYS: Aldermen Cooke, Copps, Christopherson. - 3. CARRIED.

\* \* \* \* \*

Recorded vote on Subsection (b)(ii) of Section 4.

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Agostino, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 10.

NAYS: Aldermen Cooke, Valeriano, Copps, Christopherson, Wheeler. - 5. CARRIED.

\* \* \* \* \*

(G) FINANCE COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: that Subsection (a) of Section 7 be amended by adding the following words "and office" immediately before the word "facilities" in the second line. - CARRIED.

\* \* \* \* \*

Recorded vote on Section 7, as amended:

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Christopherson, Agostino, Wheeler, Cowell, Gallagher, Merling, Murray, Ross. - 13.

NAYS: Aldermen Copps, Smith. - 2. CARRIED.

\* \* \* \* \*

Alderman Smith declared personal interest in, took no part in the debate, and refrained from voting on Section 9. He is an occasional employee of the Board of Education.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the method of financing the costs of the ice time subsidy for minor hockey. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Agro.

RESOLVED: that the following be added as Section 14.

"14. (a) That the amount of \$32,300., being approximately one-half of the estimated requirement of \$62,644.32 for the 1988 to 1989 season for ice time subsidy for minor hockey as approved by City Council 1988 April 26, be funded by a transfer from the Contingency Account 0378-1198 to the appropriate accounts within the Recreation Department budget, and

(b) That the full amount of the estimated requirement of \$62,644.32 be included in the 1989 budget of the Recreation Department.

NOTE: Subsection (b) of Section 1 of the Eleventh Report of the Parks and Recreation Committee recommends that the Finance Committee be requested to recommend the method of financing this expenditure." - CARRIED.

\*\*\*\*\*

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the method of financing the salary adjustment for the members of City Council. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that the following be added as Section 15.

"15. That the funding required to increase the Mayor's salary to \$55,898., and the salary for Aldermen to \$17,468., involving an overall increase of \$71,097., be financed from a transfer from the Contingency Account 0378-1198 to the appropriate account in the Legislative budget.

NOTE: Subsection (c) of Section 4 of the Sixth Report of the Personnel Committee recommends that the Finance Committee recommend the method of financing the amount of \$71,097." -

YEAS: Mayor Morrow; Aldermen Agro, McCulloch, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Cooke, Valeriano, Copps, Christopherson. 4. CARRIED.

\* \* \* \* \*

(H) REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW - (APRIL 30, 1988)

It was moved by Mayor Morrow and seconded by Alderman Cowell.

RESOLVED: that the report of His Worship Mayor Robert M. Morrow, dated 1988 April 20, be amended by adding the following as Section 2:

"2. That the Council of The Corporation of the City of Hamilton support a motion endorsing the application for funding in 1989 through the Provincial Ministries of Housing and Community and Social Services for independent supportive housing for various target populations in need of accommodation as required by the Mission Services of Hamilton Inc.

NOTE: Mr. Alan Adams, the Assistant Executive Director of Mission Services of Hamilton Inc., is proposing embarking on a new project as outlined in the attached letter of April 15th. He is asking for endorsement of this project by the Mayor and Members of the City Council. The project has been endorsed by Alderman David Christopherson on behalf of the Task Force on Care for the Psychiatrically Disabled as per the letter of March 31, 1988." - CARRIED.

\* \* \* \* \*

Alderman Ross declared personal interest in, took no part in the debate, and refrained from voting on Section 2. He works for the Company referred to in this resolution.

\* \* \* \* \*

(I) CITY OF HAMILTON LICENSING COMMITTEE - SECOND REPORT.

It was moved by Alderman Agostino and seconded by Alderman Copps.

RESOLVED: that Section 1 be referred back. - LOST.

\* \* \* \* \*



It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that Alderman Brian Hinkley be appointed Acting Mayor for the month of May, 1988. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. ;

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Christopherson, Wheeler, Smith, Cowell, Merling, Murray, Ross. - 13.

NAYS: 0 - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-11,  
B-36, B-37, B-38, B-39, B-40, B-41, B-42, B-43, B-44, B-45,  
B-46,  
D-45, D-46, D-47, D-48, D-49, D-50, D-51, D-52,  
G-2, G-3, G-4, G-5, G-6 - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Valeriano in the chair:

A-11,  
B-36, B-37, B-38, B-39, B-40, B-41, B-42, B-43, B-44, B-45,  
\*B-46,  
D-45, D-46, D-47, D-48, D-49, D-50, D-51, D-52,  
G-2, G-3, G-4, G-5, G-6.

\*\*\*\*\*

Consideration of the Bills (second reading).

\*It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that Subsection (a) of Section 2 of Bill No. B-46, A By-law to Amend By-law No. 66-100 To Regulate Traffic, be amended by deleting the following item:

"Elgar West Limeridge to Fassett" - CARRIED.

\*\*\*\*\*

04/26/88

-600-

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading)  
on the Bills, as amended, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Copps, Christopherson,  
Agostino, Wheeler, Smith, Cowell, Merling, Murray, Ross. - 13.

NAYS: 0 - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time:

A-11,  
B-36, B-37, B-38, B-39, B-40, B-41, B-42, B-43, B-44, B-45,  
B-46,  
D-45, D-46, D-47, D-48, D-49, D-50, D-51, D-52,  
G-2, G-3, G-4, G-5, G-6 - CARRIED.

\*\*\*\*\*

City Council adjourned at 10.30 o'clock, p.m.

\*\*\*\*\*



EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its Ninth Report for 1988 and respectfully recommends.

1. For the information of the Members of City Council, appended hereto as Schedule "A" is a copy of a Summary of Capital Projects in Progress as at March 31, 1988.

Note: Detailed reports relative to the specific projects are available from the Secretary, Executive Committee or the City Treasurer.

2. That leave be granted to introduce the following Bill:
  - (a) Bill A-11 : To Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

ALDERMAN WM. MCCULLOCH,  
ACTING CHAIRMAN  
EXECUTIVE COMMITTEE

J. J. Schatz,  
Secretary

1988 April 21  
att.  
/dg

04/26/88

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at March 31, 1988

Item No.	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Construction (8)	Budget (9)
<u>General Administration</u>								
1	Energy Conservation Program - 1983	07/83	12/87	200	192	8	Yes	Yes
2	Ceramic Belting Replacement and Window Repair - City Hall	01/85	Unknown	40		40	No	No
3	Energy Conservation Projects - City Hall	06/84	12/88	730	381	349	Yes	Yes
4	Capital Construction Grant - General Hospital	10/85	12/87	870	856	14	Yes	Yes
9	Treasury Department Computer Program - Data Base and Fourth Generation Language	09/86	12/89	400	66	334	Yes	Yes
10	Handicapped Access to Recreational Buildings	09/86	12/88	100		100	Yes	Yes
11	Energy Conservation Projects	05/86	12/88	50		50	Yes	Yes
12	Construction Costs/Accommodation Requirements - Aldermen's Offices	06/86	12/88	705	686	20	Yes	Yes
13	Construction Costs/Accommodation Requirements - City Hall	07/86	12/88	88	45	43	Yes	Yes
17	Treasury Department - Computer Software	08/87	12/88	100	70	30	Yes	Yes
19	City Hall Computer Workstation Furniture	08/87	06/88	92	13	79	Yes	Yes
21	Major Maintenance to Civic Buildings	11/87	12/88	250	250	Nil	Yes	Yes
22	Construction Costs - Accommodations - City Hall	11/87	12/88	479	167	312	Yes	Yes
23	Blue Boxes for Recycling Materials	08/87	12/88	632	148	484	Yes	Yes

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Schedule "A" referred to  
in Section 1 of the Ninth  
Report of the Executive  
Committee



City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS  
(000's)  
as at March 31, 1988

Item No.	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Construction (8)	Budget (9)
<u>(51-100) Protection to Persons &amp; Property</u>								
52	Fire Stn. E. Mountain - Limeridge Rd. & Upper Ottawa St./Construction	05/87	03/88	960	948	12	Yes	Yes
53	Fire Stn. E. Mountain, Limeridge Rd. & Upper Ottawa - Vehicle Purchase	06/86	06/88	275	258	17	No	Yes
<u>(101-150) Department of Engineering</u>								
102	Land Acquisition - Fessenden & Gurnett Neighbourhoods	1986	12/88	535	382	153	Yes	Yes
103	Road Access - Riverdale East Neighbourhood	08/86	10/88	377	16	361	No	No
105	Windermere Basin - Clean Up	11/87	04/89	750	3	747	Yes	Yes
108	High Level Bridge Street Lighting	11/87	04/88	155		155	Yes	Yes
<u>(201-250) Parking Authority</u>								
201	Victor K. Copps Trade Centre/Arena Parking Facilities	02/84	Unknown	1,700	1,431	269	No	Yes
202	Victor K. Copps Trade Centre/Arena Parking Facilities Additional Costs	09/85	Unknown	590	263	327	No	Yes
204	Construction of Parking Garage - York Boulevard and MacNab Street	05/87	12/87	7,200	7,198	2	Yes	Yes

City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at March 31, 1988

Item No.	Project Description	Month/Year of Project		Gross Cost	Expended and Committed	Balance Available	Is the Project on Target?	
		Start	Finish				Yes or No	Budget
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

(251-300) Department of Public Works

251	Replacement of Wentworth Street Steps - Lower Section	10/85	06/88	230	223	7	Yes	Yes
253	Addition/Alterations to Yard Bldg. Brampton St. Dist. Yard #3	12/85	02/88	293	293	Nil	Yes	Yes
254	Replacement of James Street Steps	05/86	05/88	300	255	45	Yes	Yes
256	Centralized Computer Fuel System	05/86	02/88	300	235	65	Yes	Yes
257	Water Course Drop Structure - West of 350 Quigley Road	05/86	04/88	100	69	31	Yes	Yes
258	New Equipment Sanitation Division	04/87	01/88	180	174	6	Yes	Yes
259	Construction of New Mountain Public Works Yard	07/87	06/89	2,007	202	1,805	<input type="checkbox"/> No	<input type="checkbox"/> No
261	New Equipment Streets Division	05/87	01/88	340	224	116	Yes	Yes
262	Construction of Salt Dome Districts 2 and 3	06/87	04/88	310	153	157	Yes	Yes

(301-350) Department of Culture & Recreation

302	Parkland Acquisition Programme	01/85	Unknown	500	1	499	Yes	Yes
307	Bike Paths (Phase 1)	05/86	06/88	330	296	34	Yes	Yes
309	Construction of West Mountain Twin Arena - Mohawk and Upper Horning	Unknown	Unknown	6,605	185	6,420	<input type="checkbox"/> No	<input type="checkbox"/> No
310	Golf Cart Storage Facility - King's Forest Golf Courses	06/87	05/88	64	2	62	Yes	Yes
311	Bike Paths (Phases 2, 3 & 4)	05/87	12/90	990	1	989	Yes	Yes
312	Renovations Artificial Ice Rink - Scott Park	06/87	10/88	350	14	336	Yes	Yes
313	Hamilton Tennis Club - Improvements	06/87	03/88	50	41	9	Yes	Yes
314	Court Lighting	05/87	06/88	150	150	Nil	Yes	Yes
	Brian Timmis Stadium Parking							

04/26/88

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SUMMARY OF CAPITAL PROJECTS IN PROGRESS  
(000's)

as at March 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target? Yes or No	
		Start (3)	Finish (4)				Construction (8)	Budget (9)
<u>(351-400)</u> <u>Parks Division</u>								
351	Ivor Wynne Stadium - Rehabilitation of N/S Stands - Press Boxes, Etc..	04/86	12/88	994	725	269	<input type="checkbox"/> No	Yes
354	Waterfront Parks Development - Study Phase	09/84	12/88	150	141	9	Yes	Yes
356	Chedoke Golf Course Storage and Workshop	06/86	06/88	161		161	<input type="checkbox"/> Yes	Yes
357	Track Facility - Mohawk Sports Park	05/86	06/88	300	119	181	<input type="checkbox"/> No	Yes
358	Floodlight Fields - Mohawk Sports Park	10/86	05/88	120	87	33	Yes	Yes
360	Waterfront Parks Development - Consulting Services	06/86	12/88	200	123	77	Yes	Yes
362	Mohawk Sports Park (Stage VI)	06/87	08/88	520	262	258	Yes	Yes
363	Mohawk Sports Park Construction of Utility Building	07/87	04/88	198		198	Yes	Yes
364	Renovations - Bernie Arbour Stadium	10/87	06/88	342		342	Yes	Yes
<u>(401-450)</u> <u>H.E.C.F.I.</u>								
401	Central Utilities Plant - New Equipment	05/85	08/88	316	303	13	Yes	Yes
402	Victor K. Copsps Trade Centre/Arena	08/83	12/91	41,429	40,556	872	Yes	Yes
403	Automated Facilities Management Computer System	06/86	12/88	83	18	65	Yes	Yes
404	Victor K. Copsps Trade Centre/Arena Renovations	07/87	08/88	130	63	67	Yes	Yes

City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS  
(000's)  
as at March 31, 1988

Item No.	Project Description	Month/Year of Project		Gross Cost	Expended and Committed		Balance Available	Is the Project on Target? Yes or No	
		Start	Finish		Committed	Balance Available		Construction	Budget
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	
(401-450) H.E.C.F.I. - Continued									
405	Corporate Expense - Office Equipment	05/87	10/88*	10	6	4	Yes	Yes	
406	Corporate Expense - Equipment for Marketing Offices	05/87	10/88*	23	19	4	Yes	Yes	
407	Central Utilities Plant - New Equipment	06/87	08/88*	237	213	24	Yes	Yes	
(501-550) Hamilton Public Library Board									
501	Kenilworth Branch Renovations	05/86	10/87	471	493	(22)	No	No	
502	Replacement - Specialized Office Equipment and Furnishings	08/87	12/87	107	83	24	Yes	Yes	
503	Terryberry Library Addition - 2nd Floor	08/87	12/88	1,566	1	1,565	Yes	Yes	
(601-650) Planning									
601	Enclaves Clearance	08/87	12/91	3,000	840	2,160	Yes	Yes	
(651-700) Hamilton Convention Centre									
651	Hamilton Convention Centre Furniture & Equipment	06/86	07/88*	62	59	3	Yes	Yes	
652	Hamilton Convention Centre Furniture and Equipment	06/87	12/88*	288	110	178	Yes	Yes	

City of Hamilton  
Treasury

## SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at March 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Yes or No Construction (8)	Budget (9)
(701-750)								
Community Development Department								
701	Downtown Action Plan - Phase III B	07/86	04/88	1,300	1,252	48	Yes	Yes
702	Downtown Action Plan - Phase II	07/85	04/88	1,603	1,594	9	Yes	Yes
703	Downtown Action Plan - Gore Park							
	Area & Extension	07/83	06/88	3,529	3,450	79	Yes	Yes
704	James St. North Streetscape	07/86	12/88	1,764	60	1,704	Yes	Yes
706	Downtown Action Plan - Phase IV	05/87	12/88	1,429	81	1,348	Yes	Yes
707	O.N.I.P. Corktown/Stinson	05/87	12/90	900	80	820	Yes	Yes
708	Facade Improvement Programme	07/87	12/90	800	9	781	Yes	Yes
710	Downtown Action Plan - C.I.B.C.	09/87	07/88	80	17	63	Yes	Yes
711	Commercial Improvement Programme	06/87	12/91	2,500	36	2,464	Yes	Yes
713	Streetscape Improvements - York							
	Boulevard - MacNab To James Street	06/87	06/88	100	100	Nil	No	Yes
	P.R.I.D.E. Programme - Crown							
714	Point West/Stipeley - Phase I	09/87	12/91	800	76	724	Yes	Yes

(701-750)

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1988 April 19  
BLH/an



\* EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its TENTH Report for 1988 and respectfully recommends.

1.    \*\*(a)    That the City property at the south-west corner of Main Street East and Hughson Street South be offered for sale by proposal call with the provision that any development to take place on the site is to include a minimum of 275 parking spaces of which at least 100 shall be short term public parking spaces.
- (b)    That the Director of Property be authorized to advertise a proposal call in accordance with Schedule "A", attached hereto for development of the premises, the result of which shall be submitted for City Council's approval.
- (c)    That the Planning and Development Committee be requested to invoke the Site Plan Control By-law with respect to this property.

NOTE:    The sale of the land will result in a financial return to the City, estimated to be \$45.00 per square foot or \$985,000. based on 21,908 square feet of land. In addition, additional taxes will be generated as a result of an anticipated more intense development of the site.

RESPECTFULLY SUBMITTED,

MAYOR R. M. MORROW, CHAIRMAN  
EXECUTIVE COMMITTEE

J. J. Schatz,  
Secretary  
1988 April 26

\* TENTH Report of the Executive Committee added during Council.

\*\* Section 1(a) amended to read:

1.    (a)    That the City property at the south-west corner of Main Street East and Hughson Street South be offered for sale by proposal call with the provision that any development to take place on the site is to include a minimum of 275 parking spaces of which at least 100 shall be available for hourly and daily parking.

Recorded Vote on Section 1 as amended, see page 592.

THE CORPORATION OF THE CITY OF HAMILTON  
INVITES PROPOSALS FOR THE DEVELOPMENT  
OF PROPERTY AT THE SOUTH-WEST CORNER OF  
MAIN STREET EAST AND HUGHSON STREET SOUTH  
HAMILTON, ONTARIO

---

PICTURE

---

Located at the south-west corner of Main Street East and Hughson Street South in downtown Hamilton, this vacant parcel of land, currently a surface parking lot, forms part of the City's burgeoning commercial core, which boasts outstanding amenities - a Trade & Convention Centre, an Arena, an Art Gallery, and a Theatre Auditorium, complementing the new commercial, office and residential development in the area.

The site, is ideally located next to the Hamilton-Wentworth County Court House and one block north of the T.H. & B. Railway Station which has been proposed as the terminus by the City, Region and Provincial Governments for the Hamilton-Toronto Go-Transit Rail Service.

The site, containing                      square feet, and having a frontage along the south limit of Main Street East of 159.78 feet and along the western limit of Hughson Street South of 137.25 feet, less a daylight triangle at the corner measuring                      feet by feet, is designated as "I" zoning, Central Business District, permitting a variety of commercial, professional and institutional uses.

Proposals must include specifics as to the development scheme, proposed uses, purchase price for the land and the schedule for commencement and completion of the Project. Possession of the property, although flexible, is proposed for the latter part of 1988.

Parking for public usage is of utmost importance in the sale and development of this property. All proposals for development must include a minimum of 275 public parking spaces of which at least 100 shall be available for hourly and daily parking at all times. An indication of the minimum duration the parking facilities will be available should be stated. The public parking component must not be seen to be for the exclusive use of any segment of the development.

Preference will be given to mixed use development and to the maximum use of this site for public parking. Desirably, this development will also use the ground floor frontage along Main Street East for commercial purposes, other than parking.

A ground floor level setback of approximately 10 feet along Main Street East and approximately 5 feet along Hughson Street South must be provided. These setbacks will not prevent buildings being erected above and/or below the ground floor level within the site.

The detailed development plans for the property of the successful proponent shall be approved by the City prior to completion of the sale.

Proposals are made at the expense of the proponent. The City is not bound to accept any of the proposals or offers submitted.

An Offer to Purchase on the City's form must be submitted by each proponent along with their proposal.

All inquiries regarding the property may be directed to the Property Department, Real Estate Division, City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4 - Monday through Friday from 9:00 a.m. to 5:00 p.m. - Telephone - (416) 526-4500.

Sealed proposals clearly marked as to contents should be addressed to Mr. E.A. Simpson, City Clerk and will be received up to 11:00 a.m., June 8th, 1988 at that office.

City Hall, Hamilton, Ontario  
May , 1988

E.A. Simpson  
City Clerk



REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its SEVENTH Report for 1988 and respectfully recommends:

1. That the City Clerk be authorized and directed to:
  - (a) Give Notice of the City's Application for Approval to Expropriate a parcel of land for highway and municipal purposes comprising 1,323.82 square metres (4,343 sq.ft.) shown as Parts 1, 7 and 8 on Reference Plan 62R-8380. This Notice is to be given to all owners, registered owners and tenants (as defined in the Expropriations Act) of the said land;
  - (b) Advertise Notice of the City's application in a newspaper as required by the Expropriations Act; and,
  - (c) Sign and receive the said application for approval of this expropriation.

NOTE: This expropriation is required in order to extend Bow Valley Drive and Highridge Avenue to facilitate new development in the Riverdale East Neighbourhood.

2. (a) That a purchase order be issued to Lakeview Sand & Gravel Ltd. for the supply and delivery of Granular A and 19 MM Crusher Run Crushed Stone at \$7.07 per metric tonne as and when required during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of three (3) tenders received. Funds provided in Stock Materials Account #0393-3223.

- (b) That a purchase order be issued to Taro Aggregates, Hamilton the supply and delivery of 19 MM Blend, 19 MM Clear and 53 MM Clear Crushed Stone at \$7.95 per metric tonne as and when required during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Stock Materials Account #0393-3223.

- (c) That a purchase order be issued to Steetley Lime & Aggregates, Hamilton for the supply and delivery of 9.5 MM and 6.4 MM Chips Washed Crushed Stone at \$9.74 per metric tonne as and when required during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Only tender received. Funds provided in Stock Materials Account #0393-3223.

- (d) That a purchase order be issued to National Slag Ltd., Hamilton for the supply and delivery of Granular A Slag at \$9.46 per metric tonne as and when required during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Only tender received. Funds provided in Stock Materials Account #0393-3223.

3. (a) That the leasing of 2787 King Street East to Robert Moore and Gail Moore be approved.

NOTE: The tenancy is to commence on April 1, 1988 at a one time rental of \$250. Commencing May 1, 1988 the monthly rental will be \$450 including realty taxes estimated at \$1 800 for 1988.

- (b) That the Mayor and City Clerk be authorized to execute the Tenancy Agreement.

4. (a) That an Option to Purchase a parcel of land for the extension of Templemead Drive executed by the Board of Education for the City of Hamilton officials on March 21, 1988 and scheduled to close on June 14, 1988 be approved and completed.

NOTE: The subject property is an irregular parcel of land located at the rear of 1483 Upper Gage Avenue, containing an area of 3,744.5 square metres (40,307 square feet) and is shown as Parts 4 and 6 on the attached plan prepared by A. J. Clarke & Associates. The purchase price of \$64 769 is to be charged to account 0280-02. Consideration in the amount of \$1 has been paid to the owner and pursuant to the agreement forms part of the purchase price.

- (b) That approval be given for the payment of legal fees to the solicitor who acted on behalf of the Board of Education in this transaction, Mr. Ian Gordon of Evans, Philp, Barristers and Solicitors.

NOTE: The Legal fees are not to exceed \$650 and are to be charged to account 0280-02.

5. That an Option to Purchase a parcel of land for the extension of Templemead Drive being part of 1483 Upper Gage Avenue executed by Maria Roman and Yolanda Senia on April 6th, 1988 and scheduled for closing on or before June 13th, 1988 be approved and completed.

NOTE: The subject property which is required by the City for roadway purposes is located at the southerly limit of Arno Street having a total area of 973.681 square metres (approximately 10,481 square feet). The purchase price of \$16 843 is to be charged to account 0280-02.

6. That approval be given for the sale of a one foot reserve along the southerly limit of Amelia Street to the abutting owners as follows:

(a)	Ms. Millie Camporese 3 Amelia Street	61.5' X 1' (18.75m x .3)	June 20, 1988
(b)	Robert & Margaret Goldrick 9 Amelia Street	50' X 1' (15.24m x .3m)	June 17, 1988
(c)	Ms. Helena Langer 11 Amelia Street	40' X 1' (15.24m x .3m)	June 20, 1988
(d)	Vera Anne Isaac Stanley George Eaman 15 Amelia Street	80' X 1' (24.38m x .3m)	June 17, 1988
(e)	Michael & Jurate Sabatino 33 Amelia Street	25' X 1' (7.62m X .3m)	June 17, 1988

NOTE: This parcel of land is a one foot reserve along the frontage of the properties at 3, 9, 11, 15 and 33 Amelia Street. The sale price of \$1 is to be credited to account 0280-02.



7. (a) That the "No Stopping, 4:00 p.m. to 6:00 p.m. Monday to Friday" regulation on the west side of James Street North between Murray Street and Barton Street be rescinded; and
- (b) That an "Alternate Side Parking" regulation be implemented on Mulberry Street between MacNab Street North and a point 239 feet easterly on the north side and 189 feet easterly on the south side, such that parking is prohibited;
- i. on the south side of the street during the months of December, January, February and March and from the 1st to 15th of April, May, June, July, August, September, October and November; and
- ii. on the north side of the street from the 16th to last day of April, May, June, July, August, September, October and November; and
- \* (c) That parking be prohibited on the west side of Elgar Avenue between Limeridge Road West and Fassett Avenue; and
- (d) That a "Permit Parking" regulation be implemented on the west side of Park Street North commencing at Vine Street and extending to a point 150 feet northerly therefrom; and
- (e) That the Director of Traffic Services be authorized to issue one parking permit, upon request, on a first come, first served basis to the first three eligible applicants residing in residential properties abutting the block; and
- (f) That parking be prohibited on the west side of Deschene Avenue commencing at Hester Street and extending to a point 112 feet southerly therefrom; and
- (g) That parking be prohibited on the west side of Crerar Drive between Pescara Avenue and a point 255 feet southerly therefrom; and
- (h) That a "One Hour Parking Time Limit, 7:00 a.m. to 7:00 p.m." regulation be implemented on the east side of Crerar Drive commencing at Pescara Avenue and extending to a point 255 feet southerly therefrom; and
- (i) That an "Alternate Side Parking" regulation be implemented on Allenby Avenue between McElroy Road East and the northerly end, such that parking is prohibited;
- i. on the east side of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and

\* Section 7(c) Referred Back

- ii. on the west side of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and
  - (j) That City Traffic By-law 66-100 be amended accordingly.
8. That the application by Miran's Carpet Service Limited to lease a portion of the boulevard of Fraser Avenue adjacent to No. 1146 Barton Street East be approved, provided that;
- (a) the applicant pays the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current rate is \$100 per year) plus taxes, if any, in addition to the \$10 encroachment insurance charge approved by the City Council on 1984 February 14.
  - (b) the owner pays a one-time \$25 registration fee, as approved by the City Council on 1986 January 14.
  - (c) the owner complies with the requirements as set out in the policy approved by the City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.
  - (d) the driveway approaches, parking areas, and other structures, as approved by the Director of Traffic Services be constructed and maintained at the owner's expense.
  - (e) The owner executes an agreement satisfactory to the City's solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
- 9.
- (a) That a stopping prohibition be implemented on the west side of Balmoral Avenue commencing at Campbell Avenue and extending to a point 39 feet northerly therefrom; and
  - (b) That a stopping prohibition be implemented on the west side of Balmoral Avenue commencing at Campbell Avenue and extending to a point 43 feet southerly therefrom; and
  - (c) That a stopping prohibition be implemented on the east side of Balmoral Avenue commencing at Campbell Avenue and extending to a point 41 feet northerly therefrom; and
  - (d) That City Traffic By-law 66-100 be amended accordingly.

10. (a) That the existing "No Parking, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation in front of 76-78 Burton Street, be removed.  
(b) That City Traffic By-law 66-100 be amended accordingly.
11. (a) That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police, a School Traffic Officer be assigned to the intersection of Main Street East and Walter Avenue.  
(b) That the Finance Committee be requested to recommend a method of financing \$3 770 to cover the cost of assigning a School Traffic Officer to this intersection for the remainder of 1988.
12. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first 10 applicants residing in the apartment building at No. 1061 King Street West.
13. (a) That eastbound motorists in the second lane from the south curb on Limeridge Road East be required to turn left onto Upper Wentworth Street; and  
(b) That the "Through Street" designations of Kingfisher Drive and Limeridge Road East be amended to permit the erection of a stop sign for southbound traffic on Kingfisher Drive at Limeridge Road; and  
(c) That City Traffic By-law 66-100 be amended accordingly.
14. (a) That a four-way stop control be implemented at the intersection of East 14th Street and Brucedale Avenue East.  
(b) That City Traffic By-law 66-100 be amended accordingly.
15. (a) That a three-way stop control be implemented at the intersection of Homewood Avenue and Kent Street.  
(b) That City Traffic By-law 66-100 be amended accordingly.



16. (a) That the local Approvals Branch of the Ontario Ministry of the Environment be informed that the City of Hamilton has no objection to the application of Rondar Inc. for approval to carry out PCB decontamination at the Firestone Canada Ltd. facility located at 1579 Burlington Street East in Hamilton, provided that all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry, and that all applicable City of Hamilton and Regional By-laws are complied with fully.

- (b) That the 30-day waiting period, as recommended by the Ministry of the Environment in their letter of March 18, 1988, be waived.

17. (a) That the Mayor and City Clerk be authorized to execute the Agreement respecting the Windermere Basin Rehabilitation Project Funding Agreement on behalf of the City of Hamilton.

- (b) That the Treasurer be authorized to issue a cheque in the amount of \$500 000 to the Windermere Basin Rehabilitation Project, in Trust from the project account.

NOTE: On October 13, 1987 City Council received a progress report (Item #18 - Robert 14-87) from the Transport and Environment Committee on the Windermere Basin Rehabilitation Project. The Background report referred to a five-party agreement related to this project. The agreement between the Region, the City of Hamilton, the Hamilton Harbour Commissioners, the Province of Ontario and the Government of Canada has now been approved by the lawyers for all of the parties and is now ready for execution.

- \* 18. (a) That the "Crime Stoppers of Hamilton-Wentworth Inc." be permitted to display a promotional banner across Main Street West, in front of City Hall, from April 18, 1988 to April 21, 1988, and from January 02, 1989 to January 09, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Crime Stoppers Works - 522-TIPS"  
Remain Anonymous - Cash Rewards

\* Recorded Vote, see page 593

- (b) That "Judo Canada Organization" be permitted to display a promotional banner across Main Street West, in front of City Hall from April 22, 1988 to April 25, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Canadian National Judo Championships"

- (c) That the "Better Business Bureau" be permitted to display a promotional banner across Main Street West, in front of City Hall, from July 4, 1988 to July 11, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Better Business Bureau 50th Anniversary  
1938 - 1988"

- (d) That the "National Gymnastics and Trampoline Championships (Ontario) Inc." be permitted to display a promotional banner across Main Street West, in front of City Hall, from May 16, 1988 to May 23, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"1988 National Gymnastics and Trampoline Championships  
May 18-21 at McMaster University, May 22 at Copps Coliseum"

- (e) That the McMaster Alumni Association" be permitted to display a promotional banner across Main Street West, in front of City Hall, from October 10, 1988 to October 17, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Welcome back to McMaster University"

- (f) That "Opera Hamilton" be permitted to display a promotional banner across Main Street West, in front of City Hall, from April 17, 1989 to April 24, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Opera Hamilton Presents Don Pasquale  
April 27 and 29, 1989"

19. That the application of Mr. M. Mazza, Solicitor, on behalf of the present owner of 94 Herkimer Street, Leo Rossetto, to retain the inadvertent encroachment upon the adjacent alleyway east of 94 Herkimer Street consisting of a brick chimney (0.07 m x 1.66 m) and fire escape (0.79 m x 4.56 m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$151 and subsequent annual fee of \$46 be set for this privilege.
  - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
20. That the application of Mr. P. Cass, Solicitor, on behalf of the present owner(s) of 14 George Street, Hamilton, Bubco Designs Ltd., or in the event that the sale of the above property is concluded prior to registration of the agreement, Ho Da Chan Enterprises Inc., the purchaser of said property, to retain the inadvertent encroachment, consisting of a 3 1/2 storey brick building encroaching by (15.24m x 0.05m) onto the City road allowance, be approved during the pleasure of City Council, provided:
- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125 and a subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.



21. That the application of Mr. M. Durward, Solicitor, on behalf of the present owner(s) of 515 Catharine Street North, to retain the inadvertent encroachment consisting of a concrete and brick porch measuring (5.63m x 0.60m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expense and loss.
  - (b) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
22. That the City Solicitor be authorized and directed to prepare a By-law to incorporate parts 1 and 4, Plan 62R-7802 into Eva Street.
- NOTE: The City of Hamilton is the Owner of said parts 1 and 4 and it is necessary that these parts be incorporated into Eva Street to connect up with Alma Avenue, Registered Plan No. 1007 and the proposed Barb-Rock Estates Subdivision to the north and east, soon to be registered.
23. (a) That the submitted schedules for the estimated cost of services in "Aquila Place - Phase 2", as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement.
- (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered.
  - (c) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, providing that he enter into Standard Agreement for Pre-Servicing.

- (d) That the City's share of the cost of services for this development (\$40 595) be approved and that the Executive Committee recommend the source of funding for this project.

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE CONSIDERED</u>
Curbs and walks	\$10 577
Final Roadways	22 396
Catch Basins and Connections	4 803
Dead-End Street Barricade	848
Fencing	1 221
Street Lighting	750
	<u>\$40 595</u>

THE EXECUTIVE COMMITTEE RECOMMENDS THAT THE CITY'S COST OF SERVICES IN THE AMOUNT OF \$40 595 BE FINANCED FROM THE RESERVE FOR CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LAND, ACCOUNT NO. 0280-12. CARRIED.

- (e) That the City Solicitor be authorized and directed to prepare a By-law to incorporate the 0.3 m reserve, Block 36 on Plan 62M-425 into Crerar Drive. The said By-law for this parcel of land is to be registered following the registration of the Plan of Subdivision for "Aquila Place - Phase 2".
- (f) That the City Solicitor be authorized and directed to establish the south half of the road allowance for Aquila Place and the most southerly extent of Crerar Drive (to the south limit of the 18 m road allowance of Aquila Place). The said By-law is to be registered following the registration of the Plan of Subdivision for "Aquila Place - Phase 2".
24. (a) That the Commissioner of Engineering be authorized to issue purchase orders on behalf of the City of Hamilton as follows:
- |         |          |
|---------|----------|
| CN Rail | \$56 400 |
| CP Rail | 77 800   |
- for annual maintenance of automatic protection at level crossings on City of Hamilton Streets for 1988.
- (b) That the expenditures be charged to account No. 0352-0361 (Railway Crossing Maintenance)

25. That the Chairman or his designate be authorized to attend the 81st APCA Annual Meeting and Exhibition in Dallas, Texas June 19-24, 1988.
26.
  - (a) That a four-way stop control be implemented at the intersection of Balmoral Avenue North and Dunsmure Road.
  - (b) That City Traffic By-law 66-100 be amended accordingly.
27.
  - (a) That the Region of Hamilton-Wentworth be advised that Hamilton City Council respectfully recommends and supports the installation of a stoplight at the intersection of Main Street East and East Avenue.
  - (b) That the City of Hamilton seek Provincial Legislation to enable the City to install speed bumps in alleys.
28. That leave be granted to introduce the following bills:
  - (a) B-36 By-law respecting Local Revised Costs to the Corporation of the Installation of Local Improvements.
  - (b) B-37 By-law to Extend Redmond Drive by Incorporating therein Part 1, Plan 62R-8968.
  - (c) B-38 By-law respecting the construction of local improvements of an independent concrete sidewalk on west side of Acadia Drive.
  - (d) B-39 By-law respecting the construction of local improvements of a concrete alley in the block bounded by Main Street, Kenilworth Avenue, Dunsmure Road and Crosthwaite Avenue.
  - (e) B-40 By-law respecting the construction of local improvements of a concrete alley in the block bounded by Hughson Street, Murray Street, John Street and Barton Street.
  - (f) B-41 By-law to Extend Ramsden Drive by Incorporating therein Block 202, Plan 62M-442.
  - (g) B-42 By-law to Extend Rushdale Drive by Incorporating therein Block 201, Plan 62M-442.



- (h) B-43 By-law to Extend Greenshire Drive by Incorporating therein Block 26, Plan 62M-450.
- (i) B-44 By-law to Extend Glenhaven Drive by Incorporating therein Block 43, Plan 62M-429.
- (j) B-45 By-law to Amend By-law No. 66-100 To Regulate Traffic.
- \*(k) B-46 By-law to Amend By-law No. 66-100 To Regulate Traffic.

RESPECTFULLY SUBMITTED,

R. C. Prowse  
Secretary  
1988 April 18

ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE

\* Section 28(k) (Bill B-46) Amended , see page 599

\*\* Subsection (a) of Section 5 of the FOURTH Report of the Transport and Environment Committee, adopted by City Council at its meeting held February 23, 1988 was reconsidered and amended to read as follows:

- (a) That the School Traffic Officer at the intersection of Main Street West and Pearl Street, be reinstated.

For complete Council action, see page 593 & 594

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its Tenth Report for 1988 and respectfully recommends:

1. That a purchase order be issued to Cradock Construction Limited, Dundas in the amount of \$38 884 to supply all labour and materials to fabricate a Press Box at Brian Timmis Stadium for the Parks Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

NOTE: Lowest of four (4) quotations received. Funds provided in Work Done for Others Account #0364-9819.

2. (a) That the descriptions and/or plans for 1988 Park Development Projects as appended hereto, be approved for construction/installation.
- (b) That the Executive Committee be requested to recommend the method of financing.

NOTE: The total amount for the 1988 Parks Development is \$321 400.

3. That the Parks By-Law be amended to permit a section of the East Mountain Bikeway Route to:
  - (a) be located on the periphery of Mountain Brow Park
  - (b) cross the portion of Kings Forest Park, as it approaches Albion Falls, utilizing the unused portion of the old Brow Boulevard.

NOTE: The cost of these portions of the Bikeway program will be approximately \$20 000 and is included within the Bikeways Capital Budget.

4. That the Parks By-Law 77-221 be amended to permit a section of the West Mountain Bikeway Route to cross a section of Bruce Park and Buchanan Park.

NOTE: The cost of these portions of this Bikeway program will be approximately \$16 000 and is included within the Bikeways Capital Budget.

5. (a) That the Parks By-Law 77-221 be amended to allow a section of the West City Bikeway Route as it crosses a section along the periphery of Kay Drage Park.
- (b) That the Director of Real Estate be authorized and directed to secure permission to utilize a portion of the lands belonging to the Hamilton-Wentworth Separate School and the Roman Catholic Episcopal Corporation of the Diocese of Hamilton which approach Kay Drage Park from the south.
- (c) That the Macklin Street access to Kay Drage be suitably posted to permit pedestrian and bikeway access but to restrict motorized vehicles.

NOTE: The cost of these portions of the Bikeway program will be approximately \$42 000 and is included within the Bikeways Capital Budget.

6. (a) That the Victoria Day Celebrations consist of a Fireworks Display over Gage Park to be launched from an enclosed area of Mountain Brow Park at Upper Gage Avenue on Monday, May 23rd, 1988.
- (b) That the City provide the necessary liability insurance in the amount of \$1 million dollars to insure the licenced operator engaged to supervise the fireworks display.

NOTE: It is understood that in the event that Corporate sponsorship of this event is forthcoming, approval of same will be the responsibility of the Parks and Recreation Committee.

7. That the fee for Senior Day Camp bus pick-up be increased from \$7.50 to \$10.00 to commence July of 1988.



8. For the information of City Council, the Parks and Recreation at its meeting held Tuesday, 1988 April 19, approved a recommendation of the Director of Public Works to:
- (a) Support a City-wide clean-up of parklands by volunteers by requesting Mayor R. Morrow to declare Saturday, 1988 May 07, as Clean-up day in the City of Hamilton.
  - (b) Have the Parks Division assist participating groups and organizations in this worthwhile project by supplying the equipment and manpower required to remove the collected litter and debris.
  - (c) Forward this recommendation to the "Keep Hamilton Clean Citizens' Committee" as information.

RESPECTFULLY SUBMITTED,

R. C. Prowse  
Secretary

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

1988 April 19

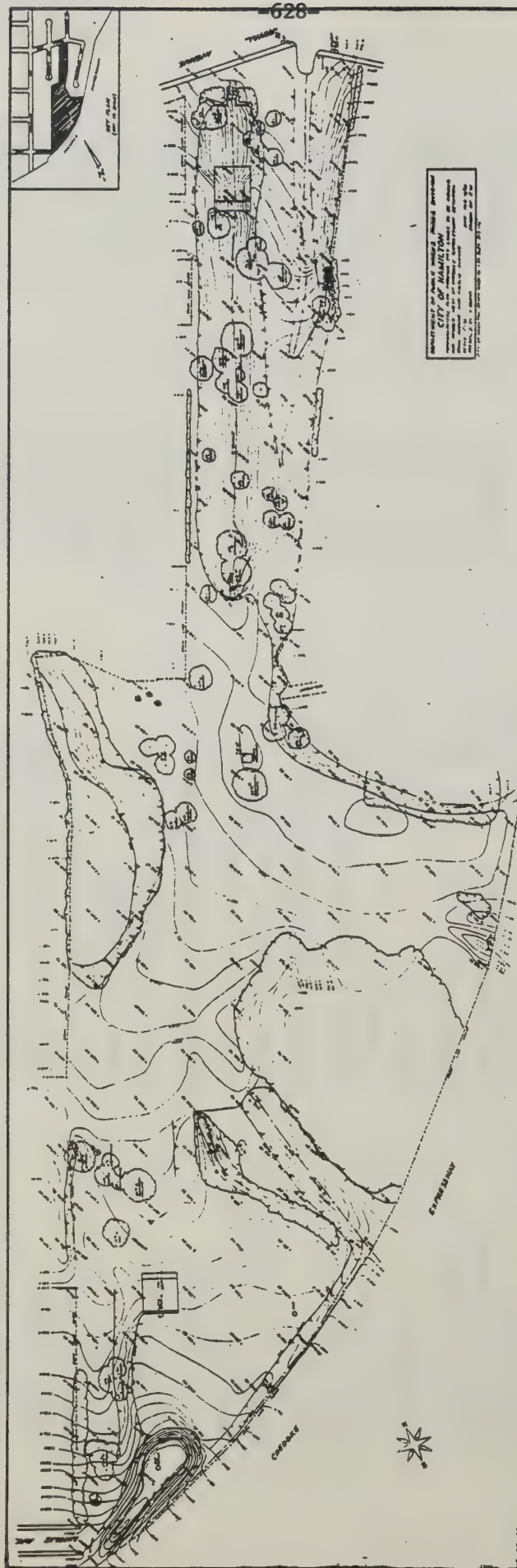
Referred to in Section 2  
of the Tenth Report of the  
Parks and Recreation Committee

1988 PARK DEVELOPMENT

<u>PROJECT</u>	<u>DESCRIPTION</u>	<u>DEVELOPMENT COST</u>	<u>ESTIMATED MAINTENANCE COST</u>
Stroud Road Park	Topsoil, grade and seed	\$ 30,000.00	\$ 1,500.00
Kay Drage Park	Landscape entrance	\$ 6,000.00	\$ 1,000.00
Beulah Park	Lighting	\$ 16,000.00	\$ 300.00
Bayview Playground	Landscape entrance	\$ 10,000.00	\$ 1,000.00
Cumberland Parkette	Landscape	\$ 6,000.00	\$ 500.00
Myrtle Park	Landscape	\$ 10,000.00	\$ 800.00
Warburton Park	Relandscape	\$ 6,000.00	\$ N/A
* Mahoney Park	Construct parking area	\$ 50,000.00	\$ N/A
* Globe Park	Construct parking area and landscape	\$ 15,000.00	\$ 1,000.00
* Cochrane & Lawrence	Clear, grade and landscape	\$ 6,000.00	\$ 1,000.00
Templemead Park	Clear, grade and seed	\$ 25,000.00	\$ 1,500.00
Berrisfield Park	Install drinking fountain	\$ 5,000.00	\$ 200.00
Bobby Kerr Park	Install drinking fountain	\$ 5,000.00	\$ 200.00
Thorner Park	Clear and landscape	\$ 25,000.00	\$ 1,800.00
Greeningdon Park	Clear, grade and seed	\$ 10,000.00	\$ 800.00
* Randall Park	Play equipment site and access	\$ 10,000.00	\$ 800.00
McQueston Park	Play equipment site and path	\$ 10,000.00	\$ 800.00
Burkholder Park ('87)	Lighting, parking and landscape	\$ 20,000.00	\$ 1,000.00
Shawinigan Park	Clear and landscape	\$ 25,000.00	\$ 2,200.00
Southam Park	Install drinking fountain	\$ 5,000.00	\$ 200.00
Scenic Park	Parking area	\$ 12,000.00	\$ N/A
* North Central Community	Realign fence/backstop	\$ 5,000.00	\$ 400.00
* Mountain Brow Lookout	Create viewing areas	\$ 9,400.00	\$ N/A

\* Plans still being finalized

STROUD ROAD PARK



PROJECT: COMPLETE TOPSOILING, GRADING AND SEEDING OF UNDEVELOPED PARK LAND  
DEVELOPMENT COST: \$30,000.00

ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$1,500.00

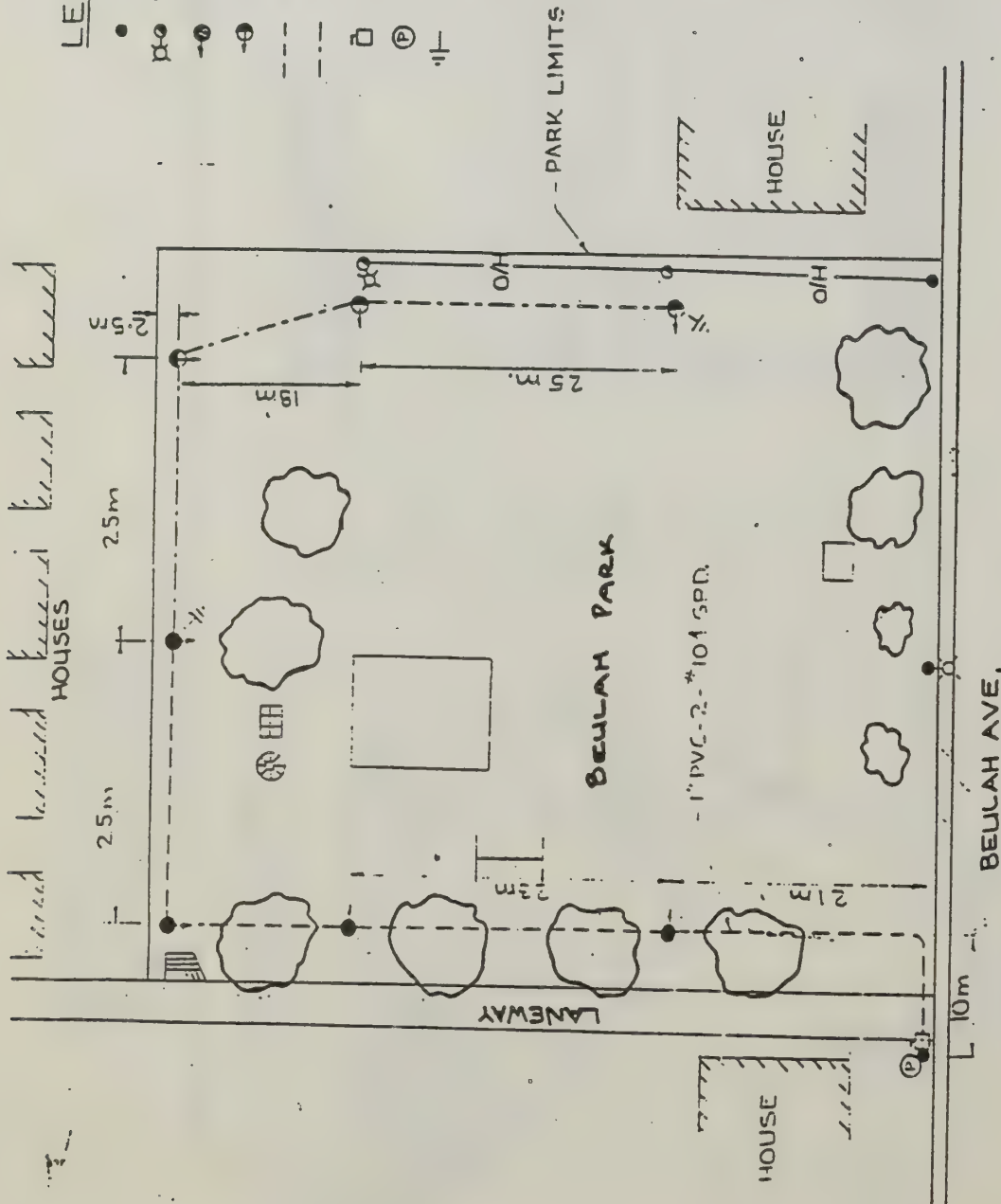




SK-E1

LEGEND

- CONCRETE H/HES POLE (EXIST.)
- ⊗ WOOD POLE & FLOODLIGHT (EXIST.)
- ⊗ STEEL POLE & LIGHT (PROP'D. PH. 1)
- ⊗ STEEL POLE & LIGHT (PROP'D. PH. 2)
- UNDERGR'D. DUCT (PROP'D. PH. 1)
- UNDERGR'D. DUCT (PROP'D. PH. 2)
- BREAKER, ISA, POLE (PROP'D. PH. 1)
- Ⓟ PHOTOCELL (PROP'D. PH. 1)
- ⊥ GROUND ROD & CABLE



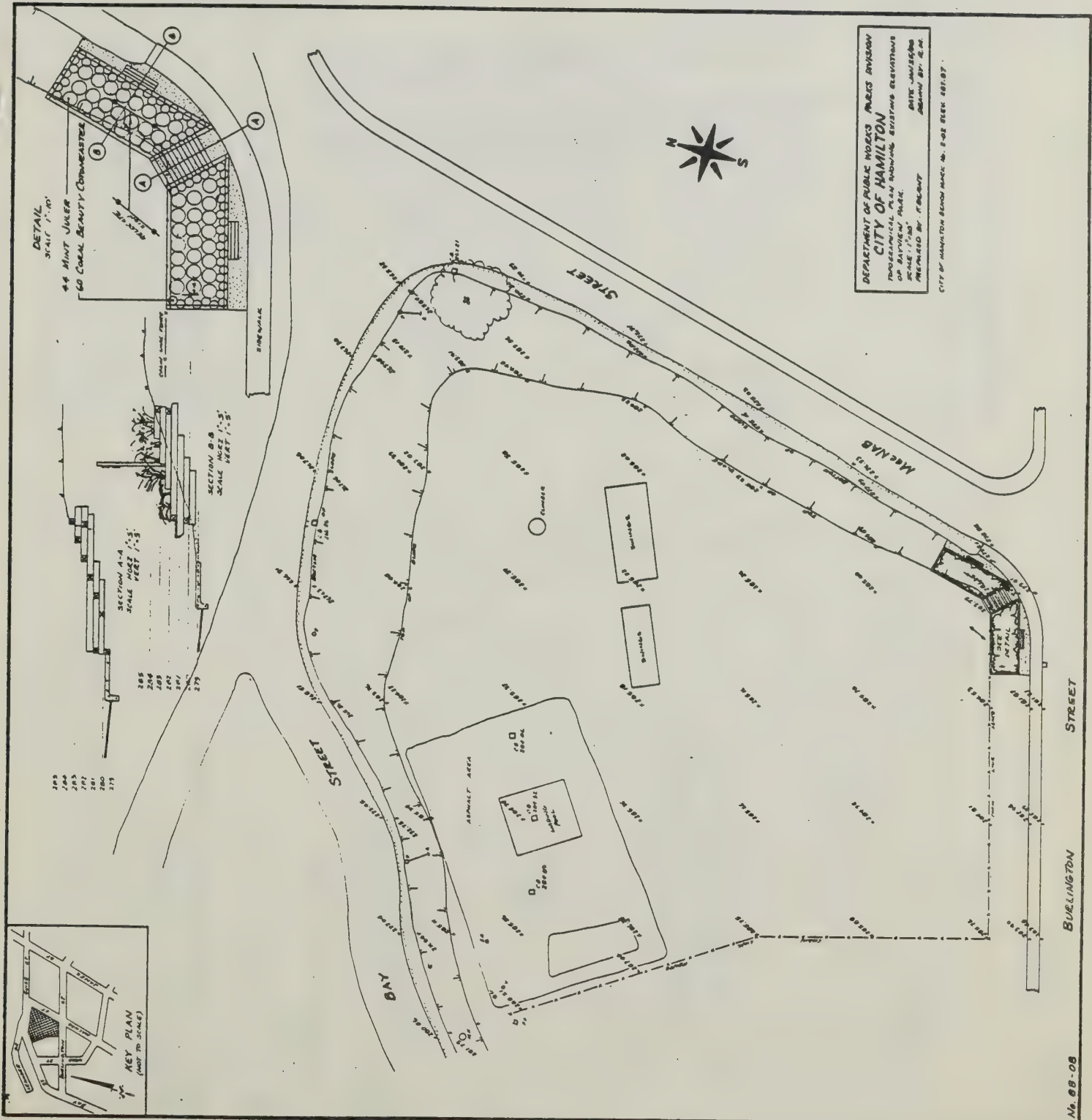
BEULAH PARK  
LIGHTING ADDITIONS

SCALE: 1:500

DATE: 04/26/88

PROJECT: ADDITIONAL PARK LIGHTING  
 DEVELOPMENT COST: \$16,000.00  
 ESTIMATED INCREASE IN ANNUAL  
 MAINTENANCE COST (1989): \$300.00

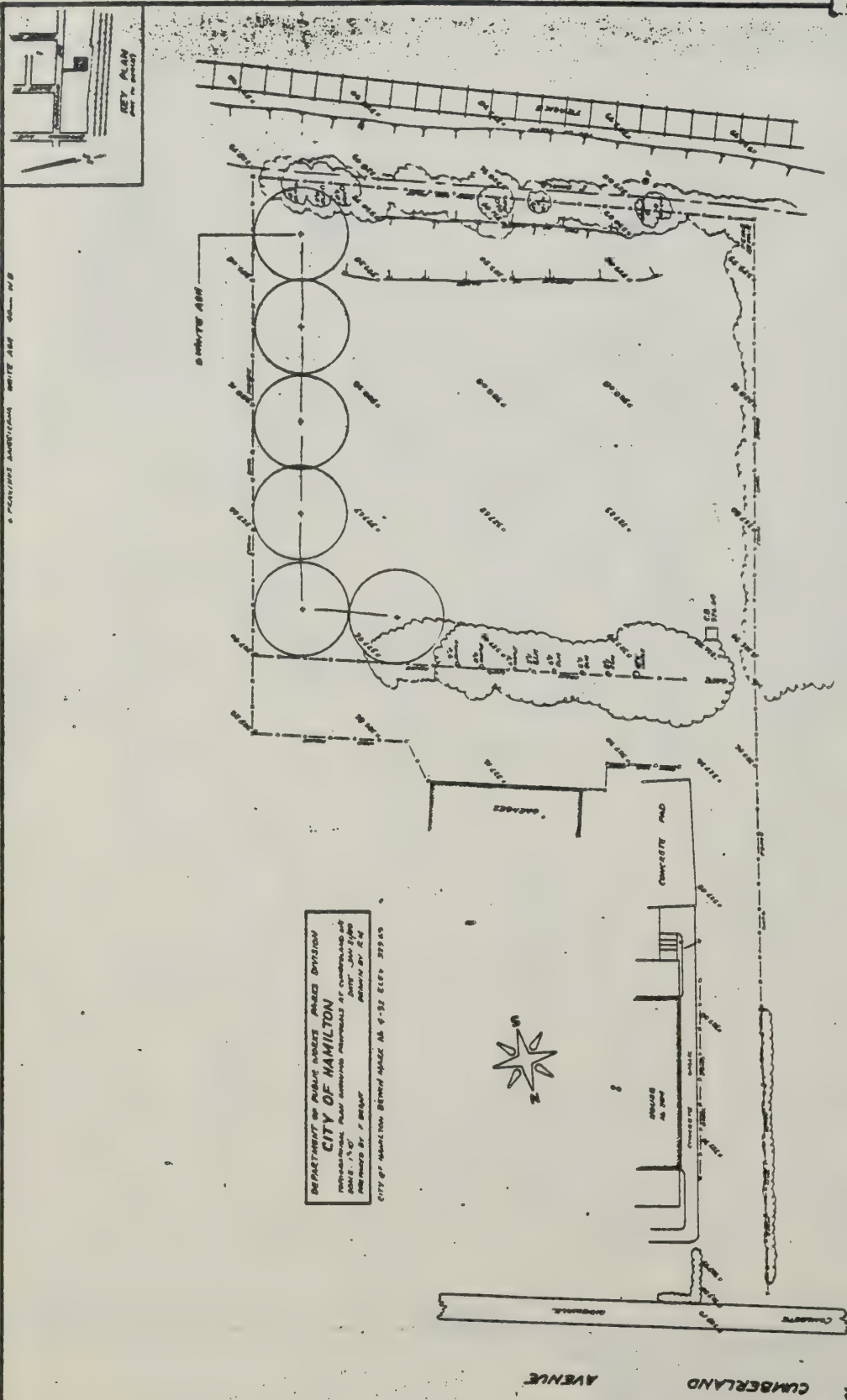
BAYVIEW PLAYGROUND



PROJECT: LANDSCAPE PARK ENTRANCE  
DEVELOPMENT COST: \$10,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$1,000.00



CUMBERLAND PARKETTE



PROJECT: LANDSCAPE EXISTING PARKETTE  
DEVELOPMENT COST: \$6,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$500.00

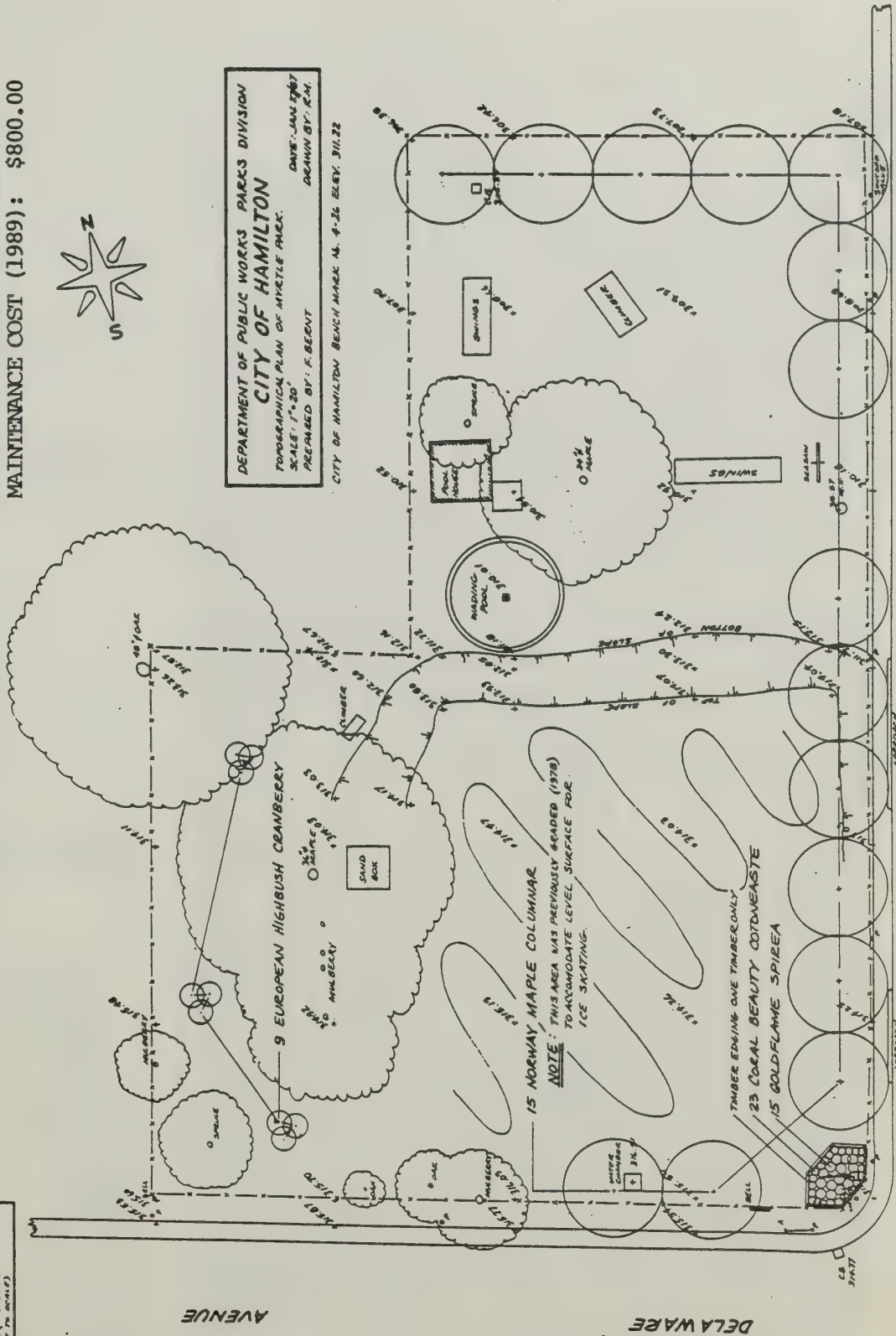
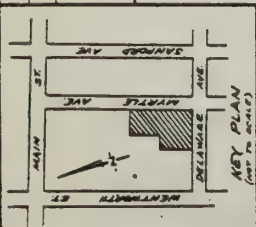
MYRTLE PARK

PROJECT: ADDITIONAL TREE PLANTING  
AND LANDSCAPING  
DEVELOPMENT COST: \$10,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$800.00



DEPARTMENT OF PUBLIC WORKS PARKS DIVISION  
CITY OF HAMILTON  
TOPOGRAPHICAL PLAN OF MYRTLE PARK  
SCALE: 1"=20'  
PREPARED BY: F. BEENT  
DATE: JAN 1987  
DRAWN BY: F.M.  
CITY OF HAMILTON BENCH MARK N. 4-26 ELEV. 311.22

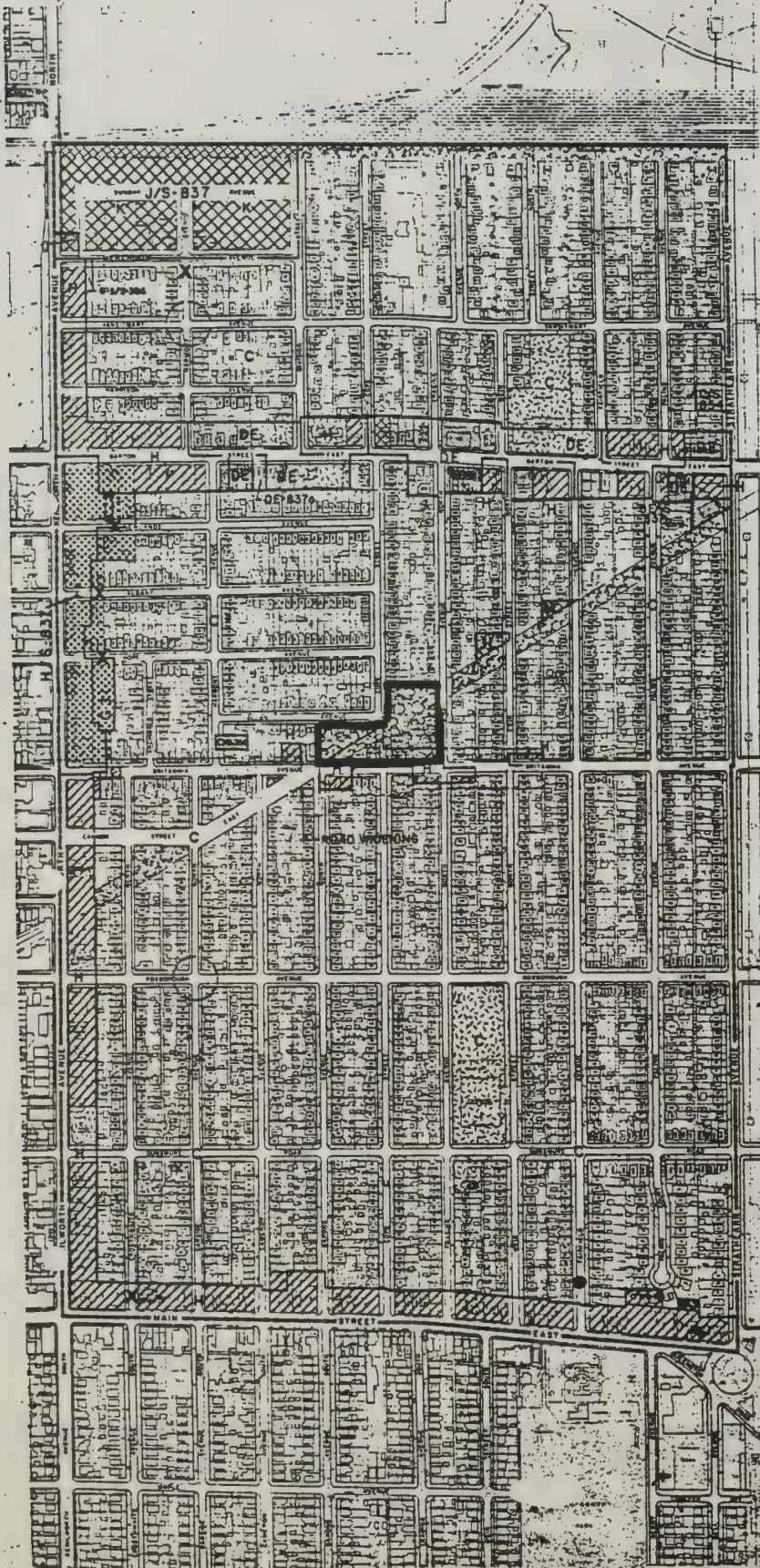
PLANT LIST		
No.	BOTANICAL NAME	COMMON NAME
15	ACER PLATANOIDES 'COLUMBIARE'	COLUMBIAN NORWAY MAPLE
9	VIBURNUM OPULUS	EUROPEAN HIGHBUSH CRAWBERRY
23	COTONEASTER COGAL BEAUTY	COGAL BEAUTY COTONEASTER
15	SPIREA BURNING GOLD	GOLDFLAME SPIREA



MYRTLE AVENUE

DELAWARE AVENUE





# WARBURTON PARK

PROJECT: REMOVE BERM AND  
PLANT MATERIAL  
(TO IMPROVE  
VISIBILITY INTO  
PARK)

DEVELOPMENT COST: \$6,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COSTS (1989):  
N/A

EXISTING POPULATION (1970)	7996
(1971)	7994
(1972)	7799
(1973)	7662
(1974)	7539
(1975)	7442
(1976)	7310
(1977)	7174
(1978)	6876

NOTES: 1. THIS MAP IS A SUMMARY OF THE DATA FOR THE AREA AND IS NOT A SUBSTITUTE FOR THE ORIGINAL RECORDS OF THE CITY OF HAMILTON.

2. REFER TO CITY OF HAMILTON FOR FURTHER EXPLANATIONS.

3. X - ROAD CLOSURE (HAMILTON STREET)

4. O - PROPOSED/EXISTING (SUBMITTAL LOCATION ONLY)

## LAND USE

### RESIDENTIAL

- single & double
- ▨ attached housing
- ▤ low density apts.
- ▥ medium density apts.
- ▦ high density apts.
- ▧ commercial & apts.

### COMMERCIAL

### INDUSTRIAL (LIGHT)

### CIVIC & INSTITUTIONAL

### PARK & RECREATIONAL

### BERM

### UTILITIES

Neighbourhood Boundary  
Zoning Boundary

Approved  
By: APRIL 2, 1988 Council APRIL 28, 1988  
Revisions

CITY OF HAMILTON

PLANNING DEPARTMENT

HOMESIDE

APPROVED PLAN





# TEMPLEMEAD PARK

PROJECT: CLEAR, GRADE AND SEED  
UNDEVELOPED PARK LAND  
DEVELOPMENT COST: \$25,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$1,500.00

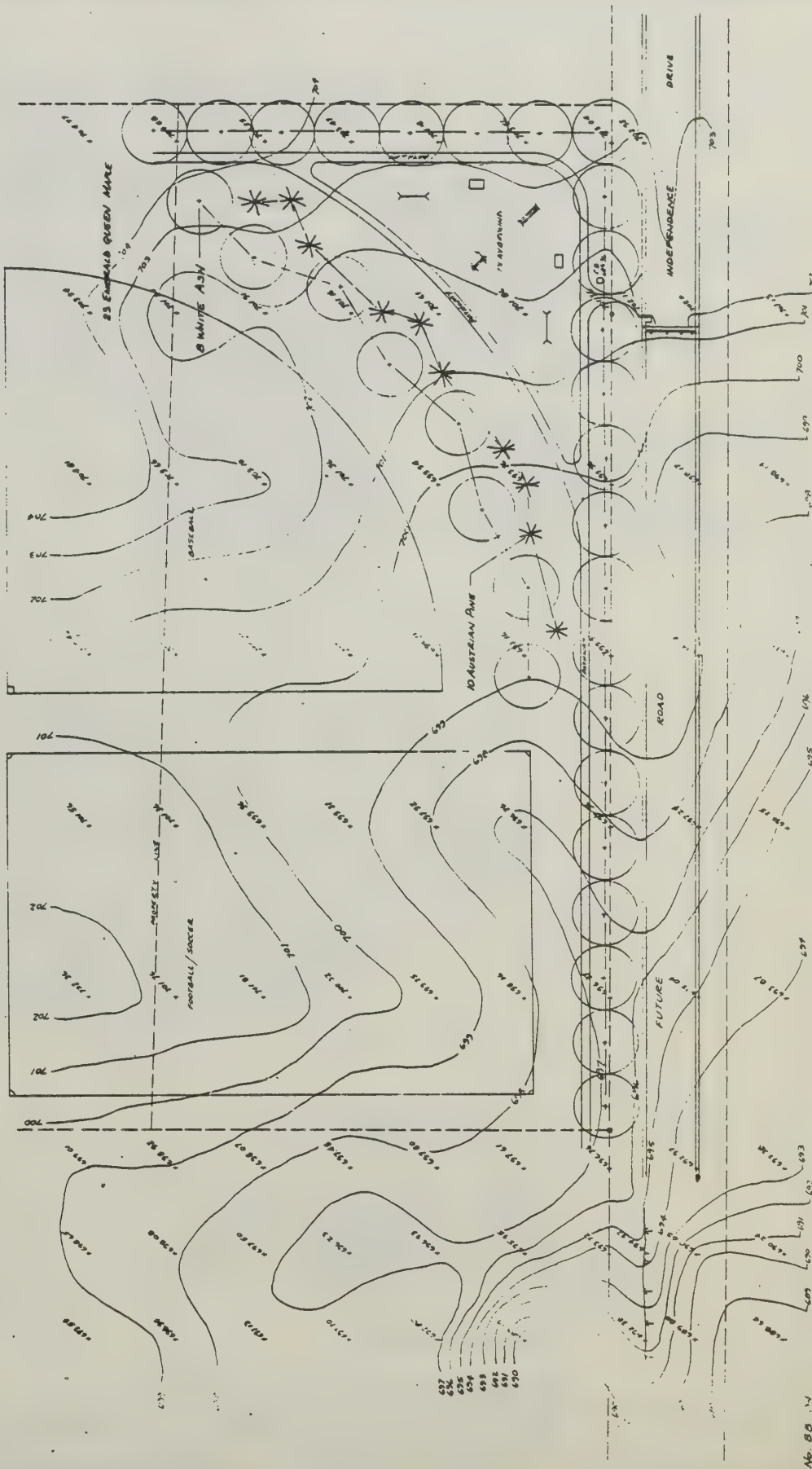


DEPARTMENT OF PUBLIC WORKS PARKS DIVISION  
CITY OF HAMILTON  
FINAL LAYOUT PLAN SHOWING CONTOURS OF PROPOSED  
PARK, TEMPLEMEAD NEIGHBORHOOD  
DATE JAN 18, 1988  
DRAWN BY E. M.

PLANT LIST		
No.	BOTANICAL NAME	COMMON NAME
1	SP. PLANTAINS EMBROIDERED	SP. PLANTAINS EMBROIDERED
2	SP. PLANTAINS EMBROIDERED	SP. PLANTAINS EMBROIDERED
3	SP. PLANTAINS EMBROIDERED	SP. PLANTAINS EMBROIDERED

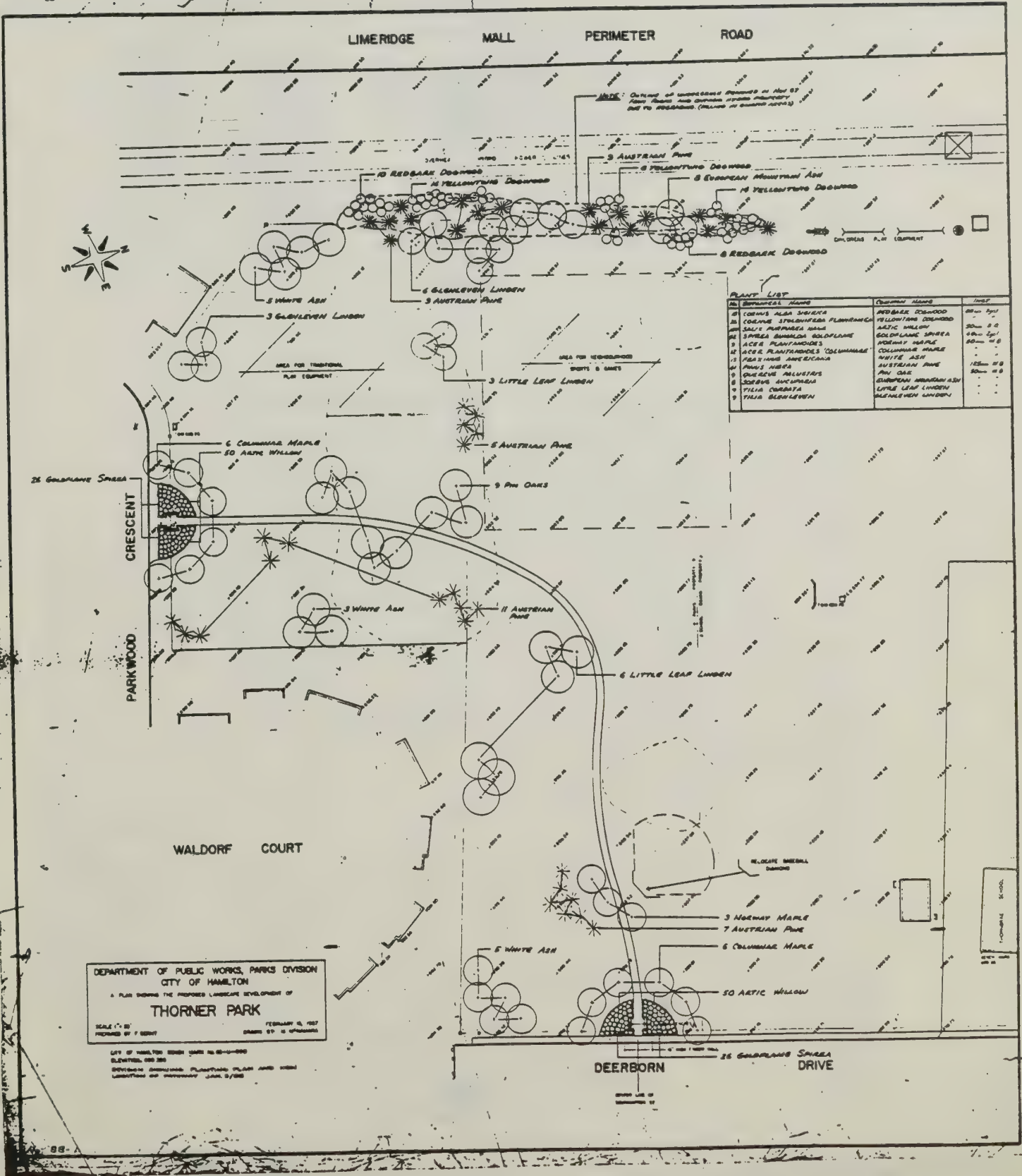
NOTE: FOR INFORMATION, ALL PLANTS TO BE REMOVED FROM THE SITE WILL BE REMOVED BY THE CITY OF HAMILTON. THE CITY OF HAMILTON WILL BE RESPONSIBLE FOR THE REMOVAL OF ALL PLANTS TO BE REMOVED FROM THE SITE. THE CITY OF HAMILTON WILL BE RESPONSIBLE FOR THE REMOVAL OF ALL PLANTS TO BE REMOVED FROM THE SITE.

KEY PLAN  
(NOT TO SCALE)





**THORNER PARK**



PROJECT: CLEAR, GRADE AND LANDSCAPE  
 UNDEVELOPED PARK  
 DEVELOPMENT COST: \$25,000.00

ESTIMATED INCREASE IN ANNUAL  
 MAINTENANCE COST (1989): \$1,800.00





## MCQUESTON PARK

PROJECT: PREPARE PLAY EQUIPMENT SITE  
AND ACCESS PATH

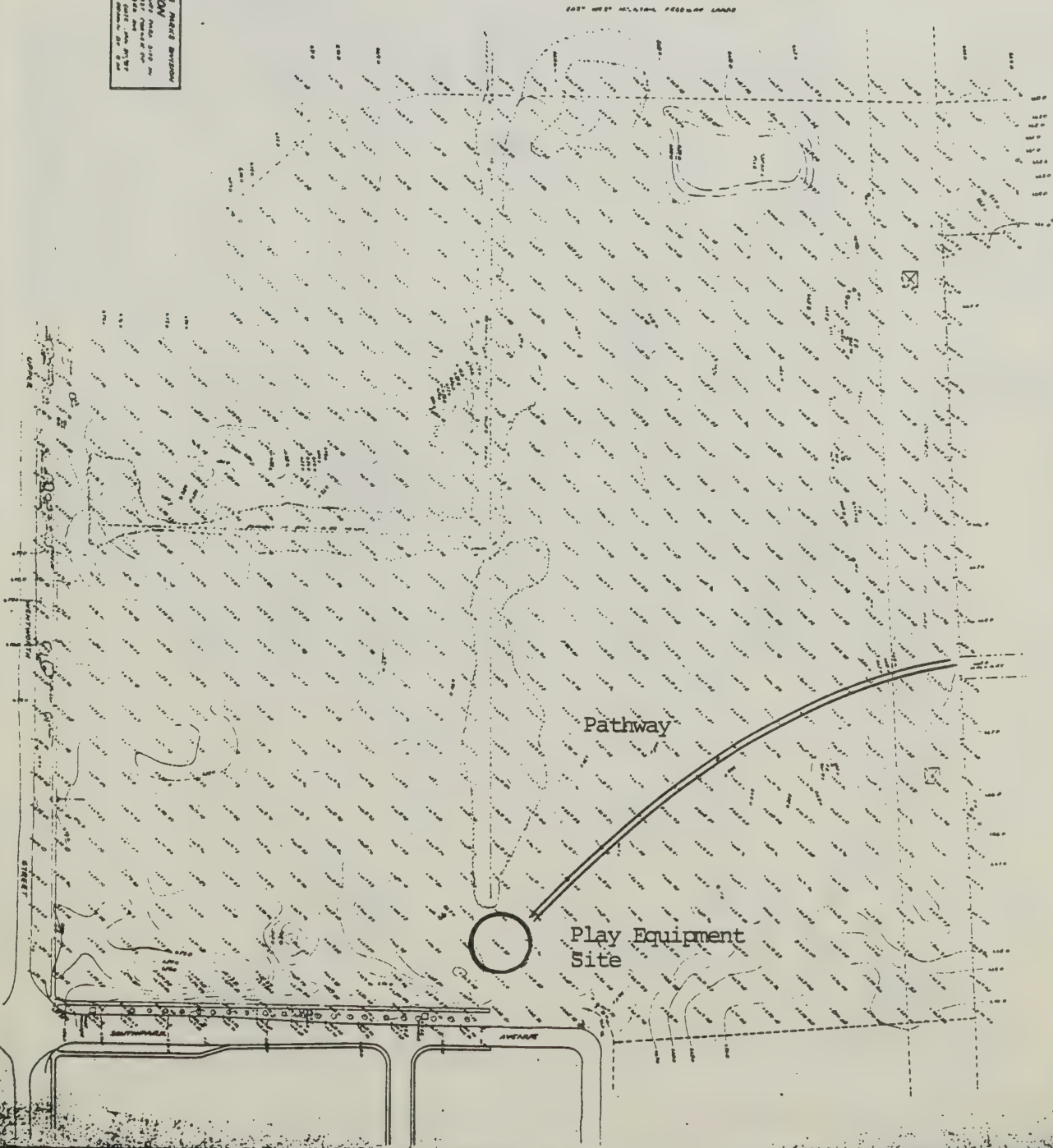
DEVELOPMENT COST: \$10,000.00

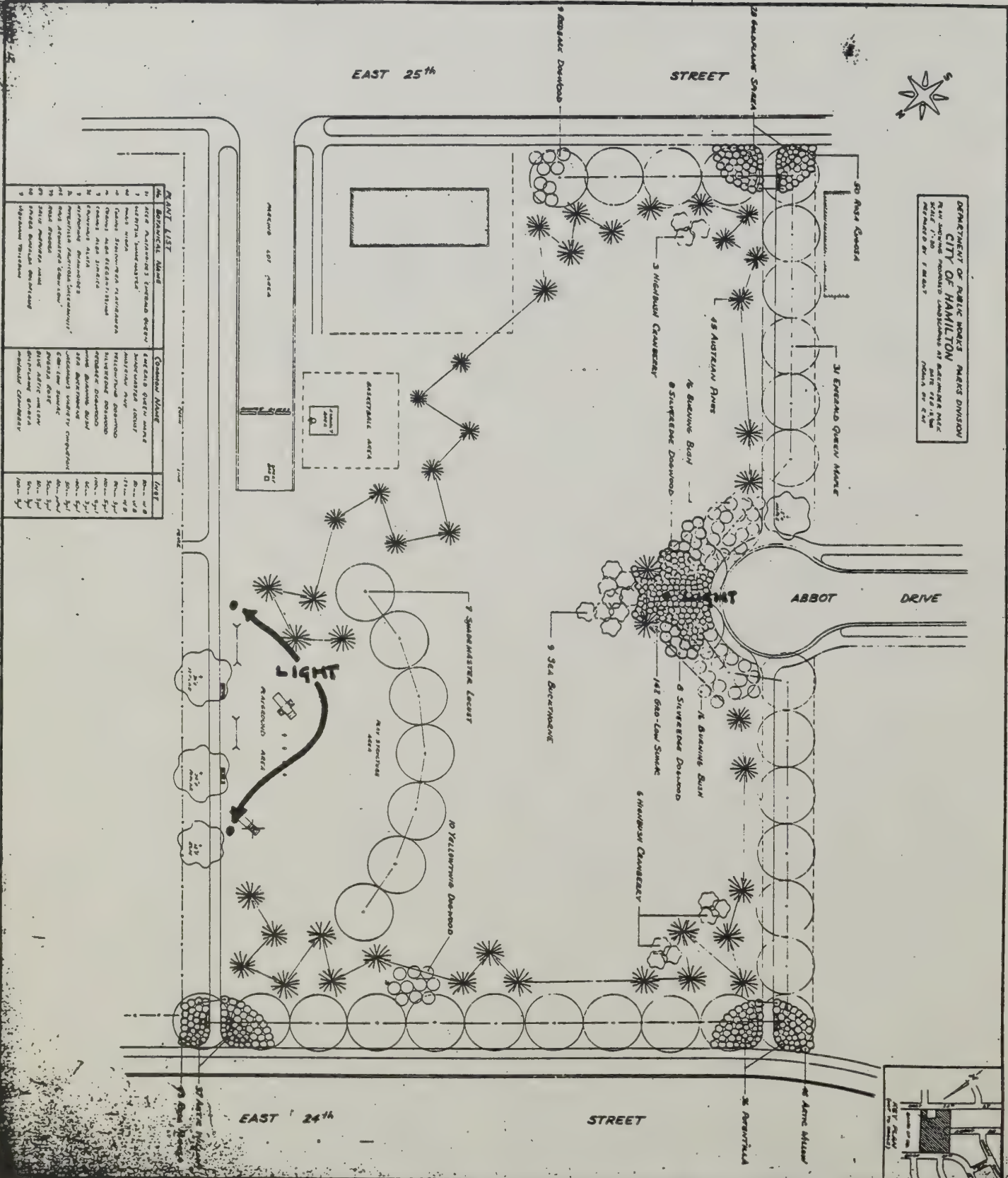
ESTIMATED INCREASE IN ANNUAL

MAINTENANCE COST (1989): \$800.00



DEPARTMENT OF PUBLIC WORKS DIVISION  
CITY OF HAMILTON  
For a list of writing materials, contact the Public Works  
Department at 663-2222. For a list of materials, contact the  
Public Works Department at 663-2222. For a list of materials,  
contact the Public Works Department at 663-2222.



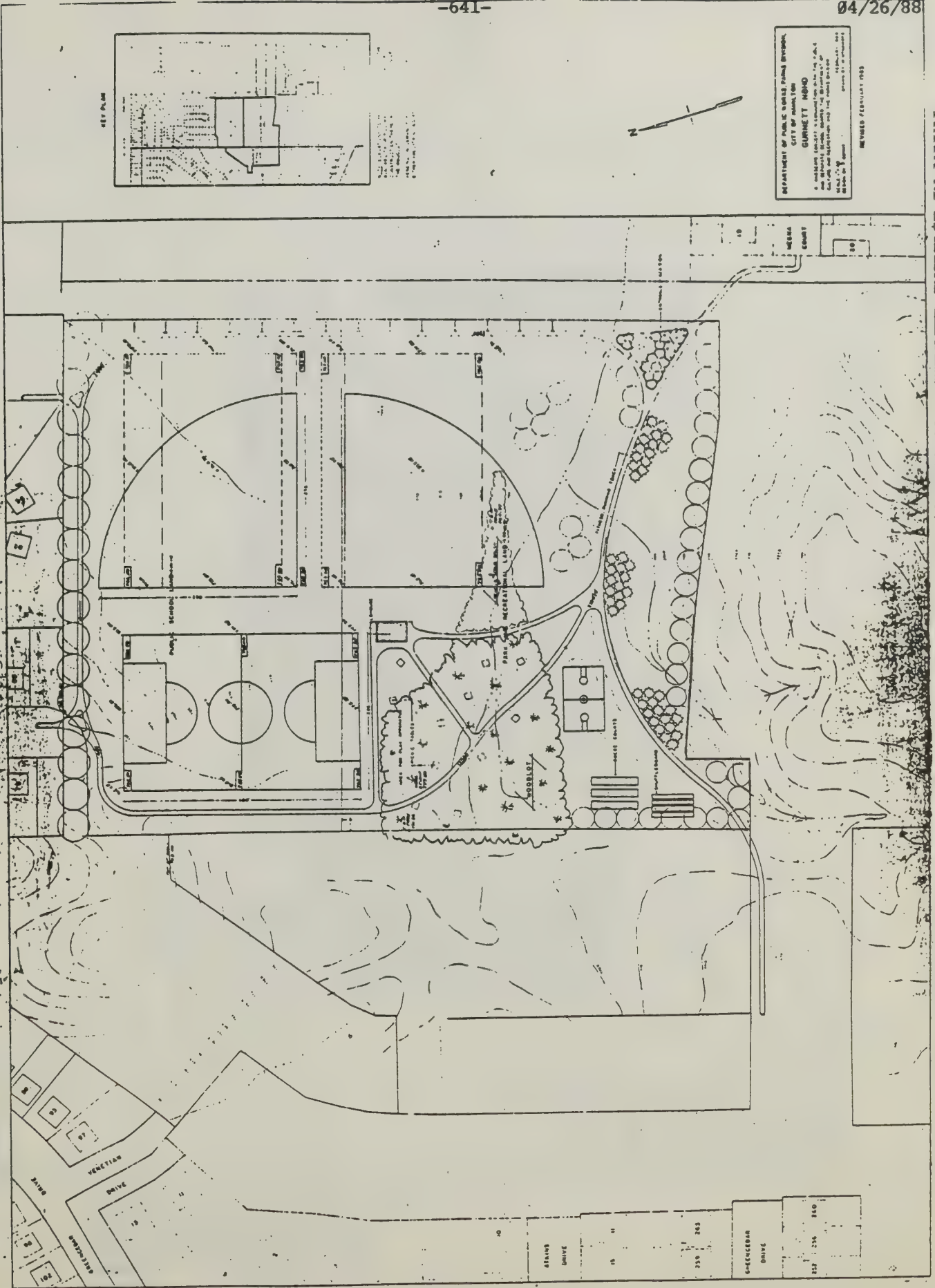


PROJECT: INSTALL LIGHTING, PARKING  
AREA AND LANDSCAPING  
DEVELOPMENT COST: \$20,000.00

ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): \$1,000.00



SHAWNIGAN PARK



PROJECT: CLEAR, GRADE AND SEED UNDEVELOPED DEVELOPMENT COST: \$25,000.00 ESTIMATED INCREASE IN ANNUAL MAINTENANCE COST (1989): \$2,200.00



### SOUTHAM PARK

PROJECT: INSTALL DRINKING FOUNTAIN  
 DEVELOPMENT COST: \$5,000.00  
 ESTIMATED INCREASE IN ANNUAL  
 MAINTENANCE COST (1989): \$200.00

<table border="1"> <tr> <td>41</td> <td>41</td> <td>31</td> </tr> <tr> <td>102</td> <td>123</td> <td>22</td> </tr> <tr> <td>102</td> <td>13</td> <td>7</td> </tr> </table> <p>This is not a Legal Document        For Zoning Verification Please        Contact City Building Department.</p>	41	41	31	102	123	22	102	13	7	<p>CITY OF HAMILTON</p> <p><b>SOUTHAM</b></p> <p><b>ZONING</b></p>
41	41	31								
102	123	22								
102	13	7								
<p>Neighbourhood Boundary</p> <p>Zoning Boundary</p>	<p>0 100 m</p> <p>SCALE 1:100</p>									
<p>Prepared for The City of Hamilton        by the Planning and Management Department        of the Regional Municipality of Hamilton-Wentworth.</p>	<p>PLANNING        7106</p> <p>JUNE 1985</p> <p>PAGE 123</p>									

NOTE: PARKING AREA 80' X 46' = 3680 sq. ft. 342 m<sup>2</sup>  
APPROACH 28' X 12' = 336 sq. ft. 31 m<sup>2</sup>  
TOTAL = 4016 sq. ft. 373 m<sup>2</sup>  
6" CONCRETE CURBING 180 lin. ft. 55 m  
REMOVE EXISTING CURBING 35 lin. ft. 10.5 m  
9 CONCRETE BUMPER BLOCKS (HEAVY DUTY)  
NO CURBING ON NORTH SIDE OF PARKING LOT  
FOR DRAINAGE  
GRADE AND SEED AROUND PARKING LOT AS REQUIRED  
PRUNE FOR VIEW AS SHOWN

THIS AREA TO BE  
HEAVILY PRUNED  
FOR VIEWING

CONCRETE  
BUMPER BLOCKS

EXISTING  
PARKING LOT

PROPOSED PARKING LOT  
(80' X 46')

SCENIC DRIVE

DRIVE

SCENIC

DEPARTMENT OF PUBLIC WORKS PARKS DIVISION  
CITY OF HAMILTON  
TOPOGRAPHICAL PLAN SHOWING EXISTING & PROPOSED  
PARKING LOT AT UPPER HORNING ROAD & SCENIC DRIVE  
SCALE: 1" = 20'  
DATE: JUNE 11/87  
PREPARED BY: F. BERNT  
DRAWN BY: E. M.  
NOTE: CITY OF HAMILTON BENCH MARK No. 10-05  
ELEVATION 618.34'

No. 87-26

PROJECT: RECONSTRUCT PARKING AREA  
DEVELOPMENT COST: \$12,000.00  
ESTIMATED INCREASE IN ANNUAL  
MAINTENANCE COST (1989): N/A

No. 87-26



\* REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its ELEVENTH Report for 1988 and respectfully recommends:

- \*\*1. (a) That each player under the auspices of the Hamilton Minor Hockey Council receive the same basic ice time for the same basic rate regardless of facilities used.
- (b) That the Finance Committee be requested to recommend the method of financing this Ice-Time Subsidy in the total amount of \$32 000 for the 1988 Calendar Year.
- (c) That the full amount of the estimated requirement of \$62 644.32 be included in the 1989 budget of the Culture and Recreation Department.

RESPECTFULLY SUBMITTED,

R. C. Prowse  
Secretary

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

1988 April 26

\* ELEVENTH Report of the Parks & Recreation Committee added during Council.

\*\* Recorded Vote, see page 594

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its NINTH Report for 1988 and respectfully recommends:

- \* 1. That the application for demolition of 174 Main Street West, under the Rental Housing Protection Act, BE APPROVED TO TAKE EFFECT ONE YEAR HENCE. (1989 April 26th.), conditional upon the following:

- (a) That the demolition control provisions of The Planning Act, Section 33, are applied.

NOTE: The Planning and Development Committee at their meeting held Wednesday, 1988 April 13th requested of the owners of the building at 174 Main Street West that they give every assistance to the current tenants of the building in relocating to alternate accommodation.

The following requests were made to the owners by the Committee:

- (a) That any tenant moving from the building be given his/her final month's rent at no charge, in order to assist the tenant with their moving expenses; and
- (b) That any apartments becoming vacant will not be rented; and
- (c) That the owners of the building will work with the relevant City/Regional agencies to assist any tenants who request assistance in relocating to alternate accommodations.

- \*\* 2. (a) That APPROVAL be given to Official Plan Amendment No. 57 to amend the provisions of Special Policy Area 33 by deleting a restaurant use from the list of prohibited uses applicable to property located at Nos. 849 and 853 Upper Wentworth Street as shown on the attached map marked as APPENDIX "A"; and that the City Solicitor be directed to prepare a By-law to adopt this Official Plan Amendment for submission to the Regional Municipality of Hamilton-Wentworth.

\* Motion to Refer Back LOST, Recorded Vote, see page 594  
Recorded Vote on Section 1, see page 594

\*\* Recorded Vote, see page 595

(b) That APPROVAL be given to Zoning Application 86-62, Joyce and Ernest Monkley, owners, for a modification to the established "HH" (Restricted Community Shopping and Commercial, etc.) District regulations, for properties located at Nos. 849 and 853 Upper Wentworth Street, as shown on the attached map marked as APPENDIX "A", on the following basis:

- i) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 80-107 and By-law 85-172 applicable to the subject lands, be further amended as follows:
  - 1. That notwithstanding Section 2.1 of By-law No. 80-107 passed by City Council on 1980 April 8, and notwithstanding Section 2(a)(ii)1. of By-law No. 85-172 passed by City Council on 1985 August 27, a restaurant use shall be permitted.
- ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1075, and that the subject lands on zoning District Map E-27 be notated S-1075.
- iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27.
- iv) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 57 by the Regional Municipality of Hamilton-Wentworth.

NOTE: The purpose of the By-law is to provide for a modification to the established "HH" (Restricted Community Shopping and Commercial, etc.) District regulations applicable to property located at Nos. 849 and 853 Upper Wentworth Street.

The effect of the By-law is to permit a restaurant use to be established on the subject lands, whereas a restaurant was previously prohibited by By-laws 80-107 and 85-172.



3. That APPROVAL be given to Zoning Application 88-10, Alex Hemstreet, owner and prospective owner, for a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District modified to "R-4" (Small Lot Single-Family Detached) District and "HH" (Restricted Community Shopping and Commercial) District modified, for properties located at Nos. 863 and 867 Upper Paradise Road, shown as Blocks "1" and "2" on the attached map marked as APPENDIX "B", on the following basis:
- i) That the lands shown as Block "1" on APPENDIX "B" be rezoned from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District modified to "R-4" (Small Lot Single-Family Detached) District.
  - ii) That the lands shown as Block "2" on APPENDIX "B" be rezoned from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District modified to "HH" (Restricted Community Shopping and Commercial) District.
  - iii) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593 applicable to the lands shown as Block "2", be modified to include the following variances as special requirements.
    - 1. Notwithstanding Section 14A(1)(d) of By-law No. 6593 a coin operator manual car wash containing not more than 5 bays or stalls shall be permitted.
    - 2. Notwithstanding Section 14A(3)(a) of By-law No. 6593 a front yard of a depth of at least 3.0m (9.84 feet) may be provided for the gas bar kiosk.
    - 3. Notwithstanding Section 14A(3)(c) of By-law No. 6593 a rear yard of a depth of at least 3.0m (9.84 feet) may be provided.
    - 4. A planting strip having a minimum width of 3.0m (9.84 feet) shall be provided and maintained along the northerly side lot line and the rear lot line.
    - 5. A visual barrier not less than 1.2 m (3.94 feet) in height and not greater than 2.0m (6.56 feet) in height shall be provided and maintained along the boundary of the northerly side lot line and rear lot line.

6. A planting strip having a minimum width of 1.5m (4.92 feet) shall be provided and maintained along the front lot line, except for vehicular access.
- iv) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1074, and that the subject lands on Zoning District Map W-27C be notated S-1074.
- v) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-27C.
- vi) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- vii) That the approved Gilkson Neighbourhood Plan be amended by changing the designation of the lands shown as Block "2" on APPENDIX "B" from "Single and Double Residential" to "Commercial".

NOTE: The purpose of the By-law is to provide for changes in zoning for properties located at Nos. 863 and 867 Upper Paradise Road, on the following basis:

- (a) Block "1" - Change from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District modified to "R-4" (Small Lot Single-Family Detached) District.
- (b) Block "2" - Change from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District modified to "HH" (Restricted Community Shopping and Commercial) District.

The effect of the By-law is to permit the following uses:

- (a) Block "1" - a single-family dwelling.
- (b) Block "2" - a gas bar and a coin operated manual car wash containing not more than 5 bays and stalls.

In addition the By-law provides for the following variances as special requirements for the lands shown as Block "2":

- (a) To permit a front yard of a depth of at least 6.0m (19.69 feet), for the gas bar kiosk, whereas 12.0m (39.37 feet) is required (Section 14A(3)(a)).
- (b) To permit a rear yard of 3.0m (9.84 feet), whereas 6.0m (19.69 feet) is required (Section 14A(3)(c)).
- (c) To require a planting strip having a minimum width of 3.0m (9.84 feet) along the northerly side lot line and rear lot line.
- (d) To require a visual barrier not less than 1.2m (3.94 feet) in height and not greater than 2.0m (6.56 feet) in height along the boundary of the northerly side lot line and rear lot line.
- (e) To require a planting strip having a minimum width of 1.5m (4.92 feet) along the front lot line, except for vehicular access.

4. That Zoning Application 87-137, Miraletto Holdings Limited, owner, requesting an amendment to the Official Plan and a change in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District, for property located at No. 225 Kenilworth Avenue South, as shown on the attached map marked as APPENDIX "C", BE DENIED for the following reason:

- (a) There is insufficient off-street parking facilities provided for the proposed development.

5. That the Building Commissioner be authorized to issue demolition permits for the demolition of the following residential buildings:

- (a) 88 Aurora Avenue
- (b) 194 Forest Avenue



6. That the audited financial statements and annual report for the Kirkendall-Strathcona Neighbourhood House for 1987 BE ADOPTED.

NOTE: Wesley Urban Ministries submits Annual Statements for the Wesley Centre and the subject Neighbourhood House inclusive. The City of Hamilton has a "requirements for Mortgage/Agreement" with the Ministry for the Neighbourhood House only, under the Neighbourhood Improvement Programme, implemented in 1981. A copy of this report is available on request from the Planning and Development Committee Secretary.

7. That the Director of Community Development be authorized to process the following grant/loan in the amount not to exceed \$7,500. The actual amount of grant or loan to be determined by inspection of the property under the Property Standards By-law 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme.

(a) A. Samotulka  
23 Province Street North.

8. (a) That the design of the York Boulevard triangle located at the northwest corner of James Street North and York Boulevard BE APPROVED at a total estimated cost of \$35,040. (attached herewith and marked APPENDIX "D") as presented by F. Basciano Landscape Architects Limited; and,
- (b) That the Executive Committee be requested to recommend the method of financing the implementation of this landscaping plan; and,
- (c) That F. Basciano Landscape Architects be authorized to proceed with the detailed design, tender documents and public tender process to implement the York Boulevard triangle landscaping plan.

9. That F. Basciano Landscape Architects Limited be authorized to proceed with the final details and tender documents for the following Crown Point West/Stipeley PRIDE projects at a gross estimated construction cost of \$654,000: Clinton St. site, King St. East site, Hayward site, Memorial School site, Holy Name of Jesus site and Street Tree Planting.

NOTE: For the information of the members of City Council, Ontario Municipal Board approval was received 1988 February 04. The following is a breakdown of the total cost per site: Clinton St. site \$186,000., King St. East site \$25,000., Hayward site \$33,000., Memorial School site \$10,500., Holy Name of Jesus site \$345,000., Street Tree Planting \$54,000. Total \$654,000.

The Parks and Recreation Committee approved the design concepts on 1988 April 05 (attached herewith and marked APPENDIX "E"). Upon approval of the above recommendation, F. Basciano will provide the City of Hamilton with the final tender documents for review by in-house staff and construction tender. Council will note that there are two design concepts for the Holy Name of Jesus site. If there are objections from the public, to the closure of Beck Street and a portion of Belview, then concept 'B' will be implemented.

10. (a) That Phase IV of the Downtown Hamilton Action Plan, Jarvis Street Public Parking Lot (revised design) (attached herewith and marked APPENDIX "F") BE APPROVED and;
- (b) That Moorhead Fleming Corban be authorized to proceed with the final construction documents and tender of the Jarvis Street Public Parking Lot.

NOTE: For the information of the members of City Council, the Consultants have estimated the cost of this project at \$417,465. (attached herewith and marked APPENDIX "G"). Ontario Municipal Board approval for expenditure of the total Phase IV funds was received in 1987 in the amount of \$1,429,000.

On 1988 April 13th the Planning and Development Committee approved the above-noted design and directed that staff continue to work with the Consultants and the affected merchants to lessen the visual impact of the design on their businesses.

11. (a) That, the Downtown Hamilton Action Plan Phase IV Laneway Lighting Programme BE APPROVED at an estimated cost of \$30,000.; and,
- (b) That the City Solicitor be authorized to prepare the necessary legal agreements to attach and maintain the lighting fixtures to private property; and,
- (c) That the Mayor and City Clerk be authorized to execute the agreements referenced in (b) above.

NOTE: For the information of the members of City Council, the cost for purchase and installation of these fixtures is included in the Phase IV budget.

Phase IV of the Downtown Action Plan includes improvements to laneways and parking lots within the Downtown Action Plan study area. The Consultant has identified two (2) major elements of the improvements as "clean-up" and "light-up" of the laneways. Similar to the City of Toronto, it is proposed that, because of restricted space, luminaires be attached to adjacent building faces rather than being pole mounted. This will require a legal agreement between the City and/or its agents and each property owner.

There will be approximately 30 property owners affected by this with buildings fronting on King Street East between James and Wellington Streets. Both the City and the Consultant (Moorhead Fleming Corban) have met with many of the affected owners and they have strongly supported the lighting project. Hamilton Hydro Electric System have reviewed and chosen the fixture as a Sylvania "Alleycat" 100 watt luminaire.

12. That an Option to Purchase the property at 407 Sherman Avenue North duly executed by Dennis Rados on 1988 March 23, and scheduled to close on or before 1988 June 20, BE COMPLETED.

NOTE: This property is required in connection with the acquisition of lands in the Alpha Enclave (West) Plan I and has a frontage of 6.224 metres (20.420 feet) more or less, by a depth of 27.432 metres (90 feet) more or less, and containing an area of 170.73<sup>2</sup> metres (1,837.8 square feet) more or less, together with all structures erected thereon. The purchase price of \$71,750. and all costs and associated expenses, including Tenant's Moving Allowance, to be charged to Account #0408-W75266. Demolition is to take place upon closing.



13. That an Offer to Purchase the lands of the Corporation of the City of Hamilton duly executed on 1988 March 15, by the Purchaser, Aiden Tuite and scheduled for closing on 1988 June 6, BE APPROVED and completed.

NOTE: The purchase price is \$56,600. and the funds are to be credited to account 0280-02 - Reserve for Property Purchases. A deposit cheque in the amount of \$5,660. is being held by the City Treasurer pending Council approval.

It is understood and agreed that the Vendor, upon completion of this transaction will pay a 5% real estate commission to Dunn Realty Inc., whose agent, Mr. Jack Dunn acted in this matter.

The property is composed of a parcel of land located on the southern limit of Keefer Court having a frontage of 37.016 metres (121.44 feet) by a depth of 59.496/92.310 metres (195.19 feet/302.85 feet) and containing an area of 2,863 square metres (.7075 acres) and more particularly described as Part 10, Plan 62R-6188 (36 Keefer Court).

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto, and marked APPENDIX "H".

14. That the Corporation of the City of Hamilton accept the sum of \$20,863.50 as cash payment in lieu of 5% dedication in connection with "TEMPLEMEAD NO. 2 SURVEY - PHASE 5", this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper Ottawa Street and south of Stone Church Road in the Templemead Neighbourhood.

15. That the Corporation of the City of Hamilton accept the sum of \$38,525. as cash payment in lieu of 5% dedication in connection with "EAGLEWOOD ESTATES - PHASE 1", this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper Gage Avenue and south of Stone Church Road in the Eleanor Neighbourhood.

16. (a) That the Chairman of the Planning and Development Committee, the ward Alderman who sits on the Planning and Development Committee, or in his or her absence, the other Ward Alderman be authorized to APPROVE Site Plan Control applications;
- (b) That where the Chairman of the Planning and Development Committee or the ward Alderman who sits on the Planning and Development Committee or in his or her absence the other ward Alderman, consider it appropriate, the Site Plan Control Application may be forwarded to the Planning and Development Committee for consideration.

NOTE: With a view to expediting the approval process for Site Plan Control, this procedure has been in use as a trial procedure for a period of one year. Normally, Site Plan Control Applications require approval of the Planning and Development Committee. The shorter procedure has assisted in expediting the applications and is recommended to be continued.

17. That leave be granted to introduce the following Bills:
- (a) Bill D-45 A By-law to levy the special charge for 1988 for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street, designated by By-law 82-151.
- (b) Bill D-46 A By-law to authorize the levy of a special charge in respect of: The Concession Street Business Improvement Area generally comprised of lands covering Concession Street between 18th Street and East 25th Street.
- (c) Bill D-47 A By-law to authorize the levy of a special charge in respect of: The Ottawa Street North Business Improvement Area generally covering Ottawa Street North between Main Street East and extending to an area north of Barton Street East.
- (d) Bill D-48 A By-law to authorize the levy of a special charge in respect of: The Westdale Business Improvement Area generally covering King Street West between the area of the intersection of Cline Avenue and King Street West and extending to an area west of Newton Avenue and Sterling Street.

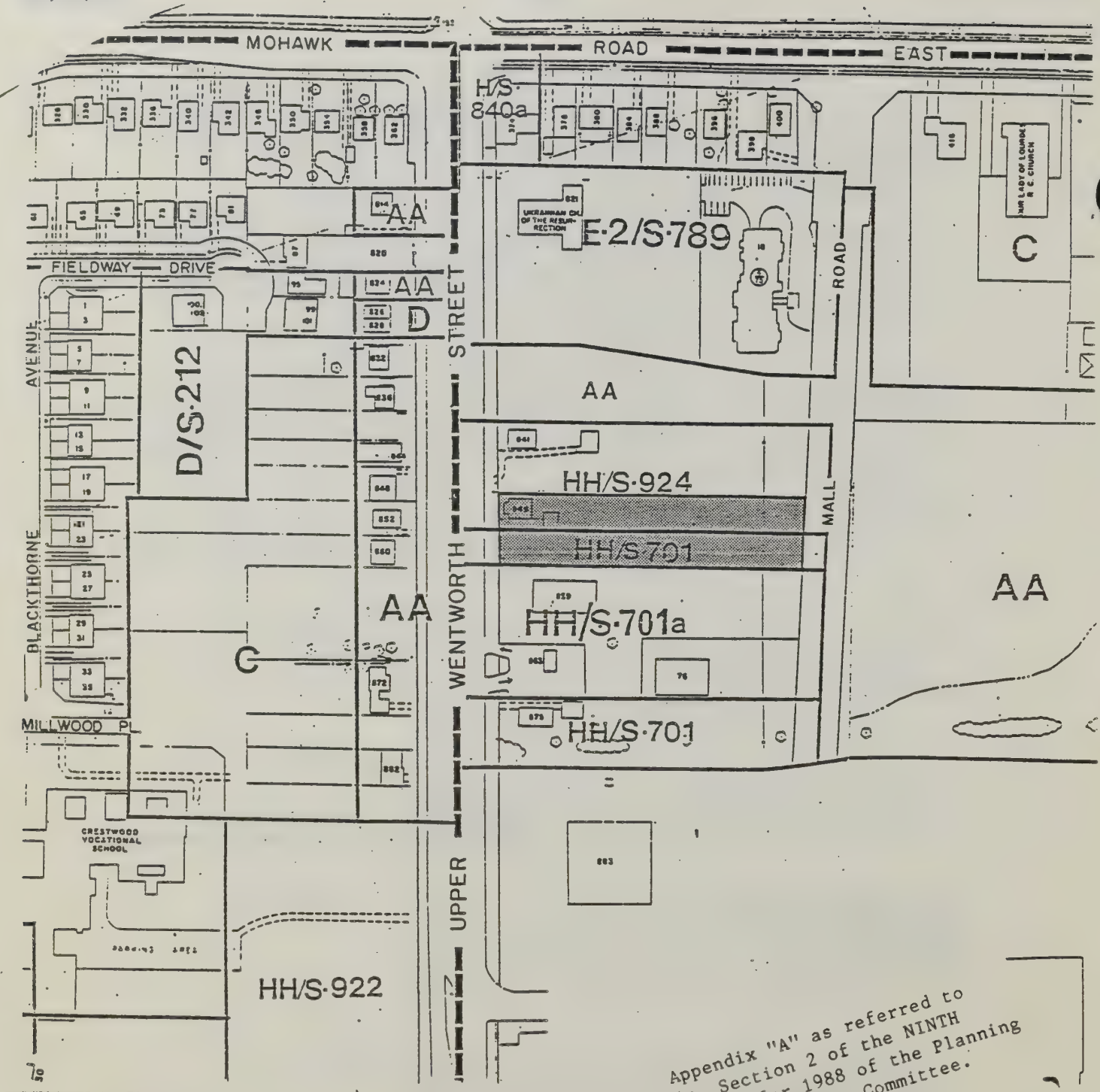
- (e) Bill D-49 A By-law to authorize the levy of a special charge in respect of: The International Village Business Improvement Area generally covering both sides of King Street East between Mary Street and Wellington Street North.
- (f) Bill D-50 A By-law to authorize the levy of a special charge in respect of: The Jamesville Business Improvement Area generally comprised of lands on the east and west sides of James Street North between the railway tracks on the north and King William Street on the south.
- (g) Bill D-51 A By-law to authorize the levy of a special charge in respect of: Barton Street East #1 Business Improvement Area generally covering both sides of Barton Street from the west side of Wellington Street to the east side of Wentworth Street.
- (h) Bill D-52 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal Nos. 240 and 244 Quigley Road.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

Mrs. Susan K. Reeder  
Secretary  
1988 April 13th.





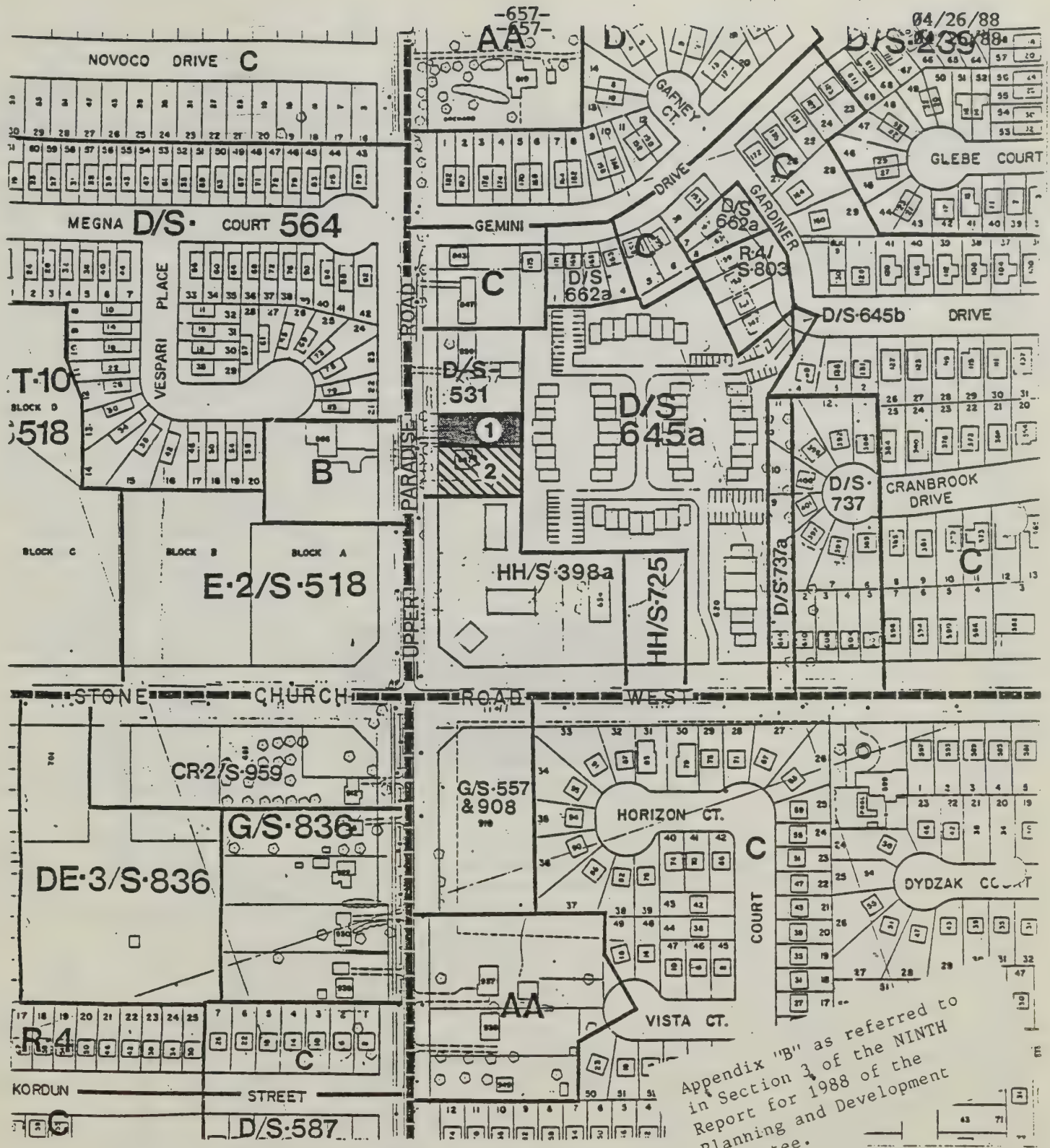
# LEGEND

 SITE OF APPLICATION

Appendix "A" as referred to  
in Section 2 of the NINTH  
Report for 1988 of the Planning  
and Development Committee.



ZA 86-62



**LEGEND**

PROPOSED CHANGE IN ZONING FROM "D" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS, TOWNHOUSES, ETC.) DISTRICT, MODIFIED, TO:

BLOCK 1



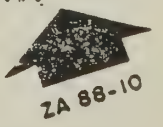
"R-4" (SMALL LOT SINGLE FAMILY DETACHED) DISTRICT.

BLOCK 2

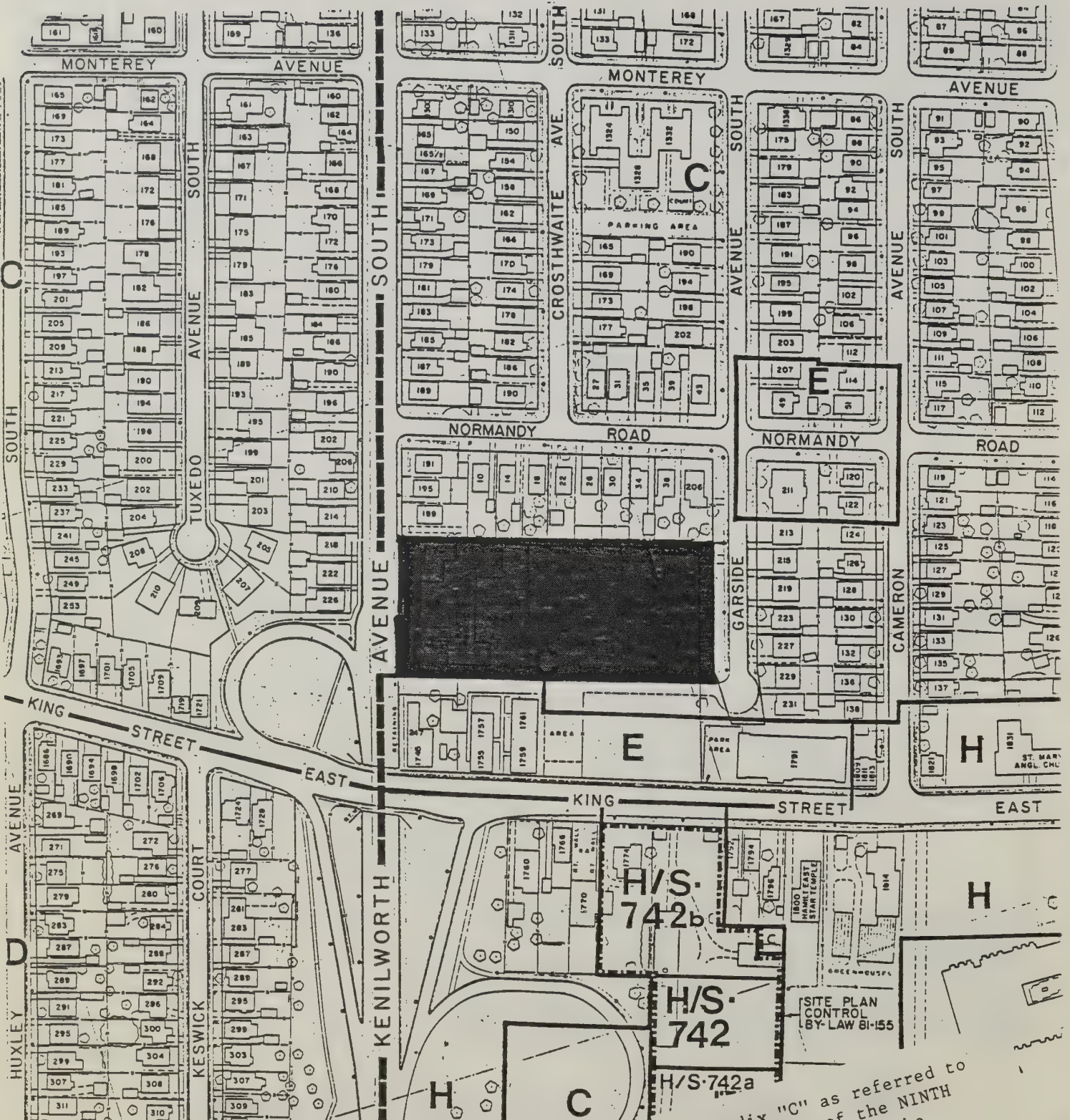


"HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT, MODIFIED.

Appendix "B" as referred to in Section 3 of the NINTH Report for 1988 of the Planning and Development Committee.







LEGEND  
SITE OF THE APPLICATION

Appendix "C" as referred to  
in Section 4 of the NINTH  
Report for 1988 of the  
Planning and Development  
Committee.

ZA87-137

APPENDIX A



FRANK BASCIANO  
LANDSCAPE ARCHITECTS LTD.

P.O. Box 1279 Waterdown, Ontario L0R2H0 (416) 689-7460

DOWNTOWN HAMILTON ACTION PLAN STREETScape  
YORK BOULEVARD PARKETTE

ESTIMATE OF DEVELOPMENT COSTS December 9, 1987

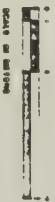
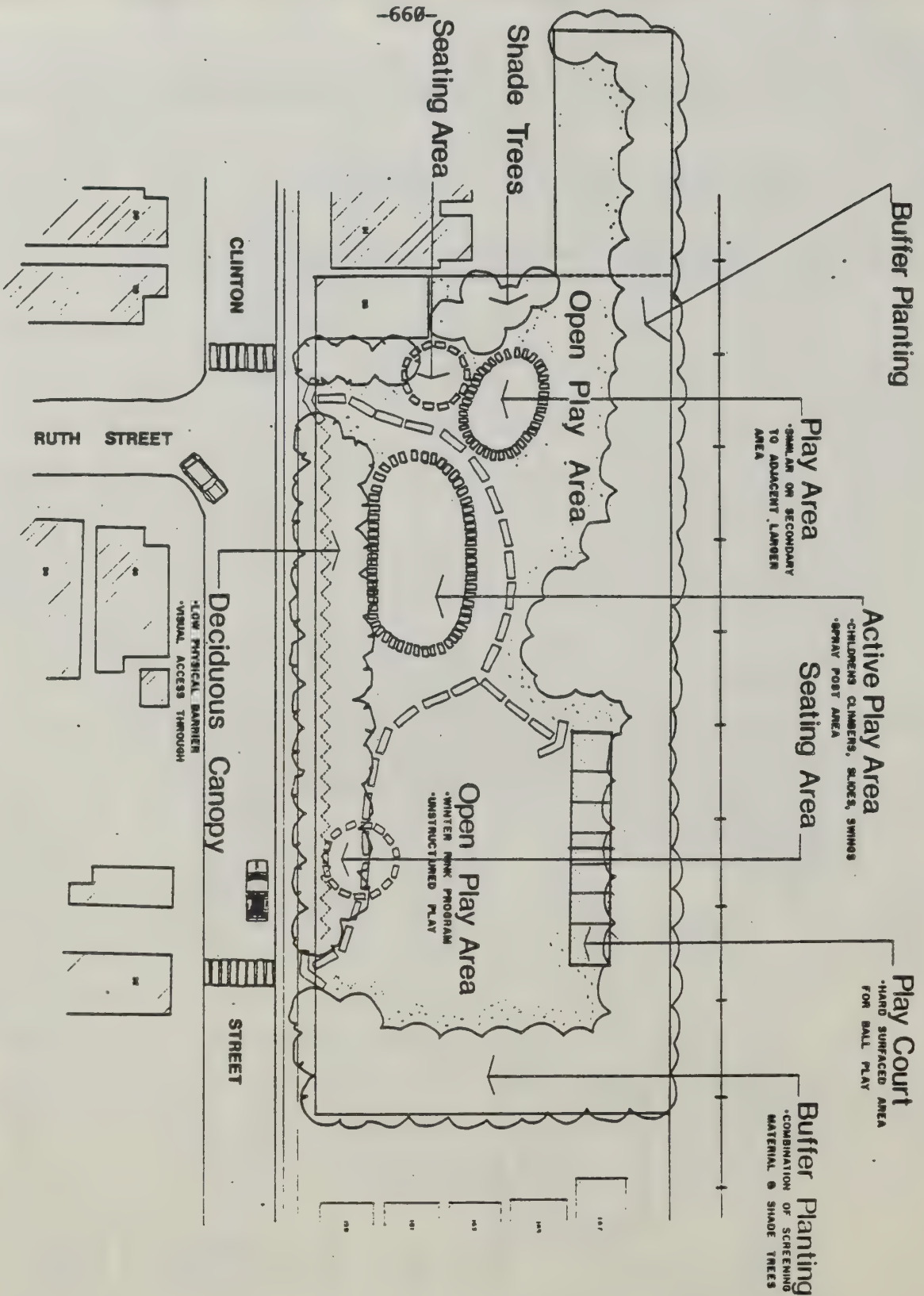
ITEM	QTY	UNIT COST	ITEM TOTAL
HARD LANDSCAPE ITEMS			
.1 Curbing	5.5 m @	\$75.00 =	\$412.50
.2 Flush Curbing	58 m @	\$85.00 =	\$4,930.00
.3 Seat Wall	12 m @	\$100.00 =	\$1,200.00
.4 Concrete Paving	6 m2 @	\$85.00 =	\$510.00
.5 Concrete Unit Paving	70 m2 @	\$85.00 =	\$5,950.00
.6 Benches	3 ea @	\$1,000.00 =	\$3,000.00
	SUBTOTAL		\$16,002.50
PLANTING			
.7 Deciduous Trees	9 ea @	\$400.00 =	\$3,600.00
.8 Evergreen Trees	6 ea @	\$350.00 =	\$2,100.00
.9 Deciduous Shrubs	162 ea @	\$25.00 =	\$4,050.00
.10 Evergreen Shrubs	23 ea @	\$45.00 =	\$1,035.00
.12 Planting Soil	54 m3 @	\$30.00 =	\$1,620.00
.13 Sodding	50 m2 @	\$10.00 =	\$500.00
.14 Mulch	90 m2 @	\$3.25 =	\$292.50
	SUBTOTAL		\$13,197.50
	TOTAL CONSTRUCTION		\$29,200.00
	FEES & CONTINGENCY		\$5,840.00
	TOTAL IMPROVEMENT COST.....		\$35,040.00

Appendix "D" as referred to in  
in Section 8 of the NINTH  
Report for 1988 of the  
Planning and Development  
Committee.

04/26/88

# DEVELOPMENT CONCEPT

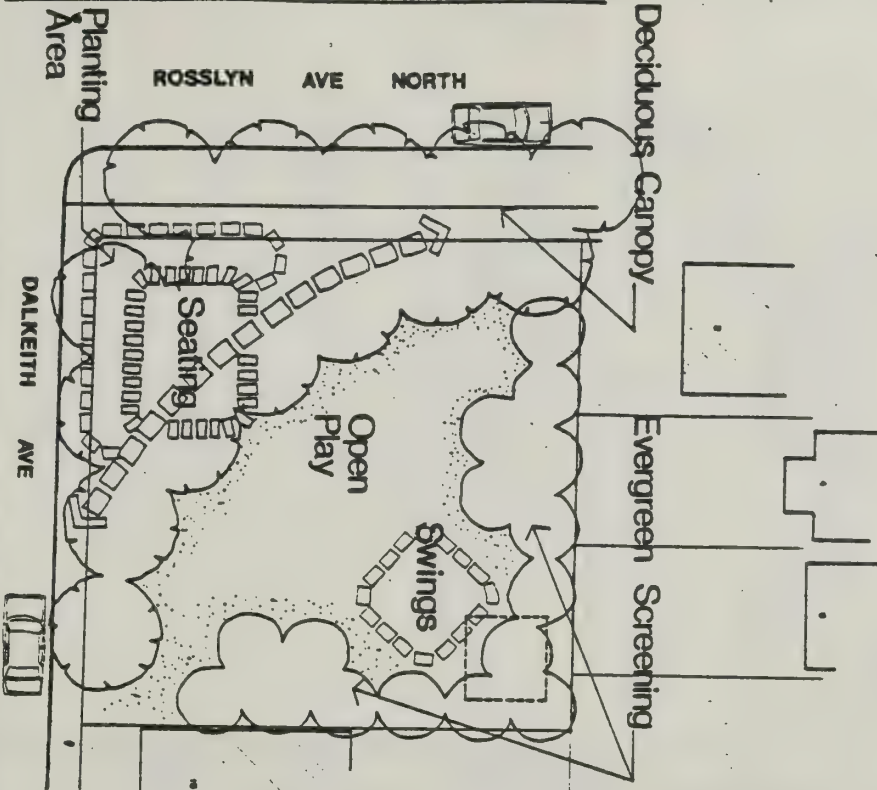
## CLINTON STREET SITE



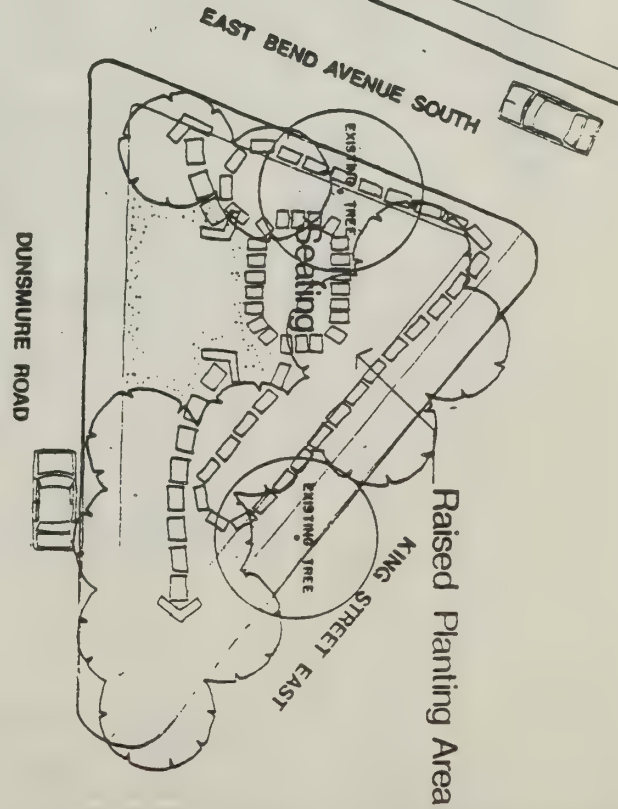
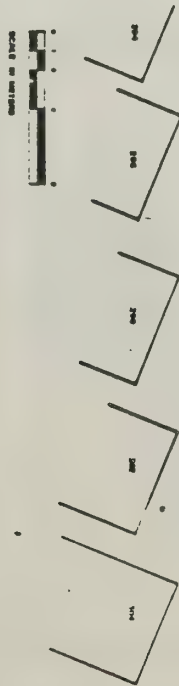
Appendix "E" as referred to in Section 9 of the NINTH Report for 1988 of the Planning and Development Committee.

<p>STREVEY/CROWN POINT WEST PRIDE</p>		<p>FRANK BAYLUND LANDSCAPE ARCHITECTS LTD.</p>	
<p>LANDSCAPE PLAN PRELIMINARY</p>		<p>DATE: 1988 04 BY: 118 00 SCALE: AS SHOWN</p>	

# DEVELOPMENT CONCEPT HAYWARD SITE



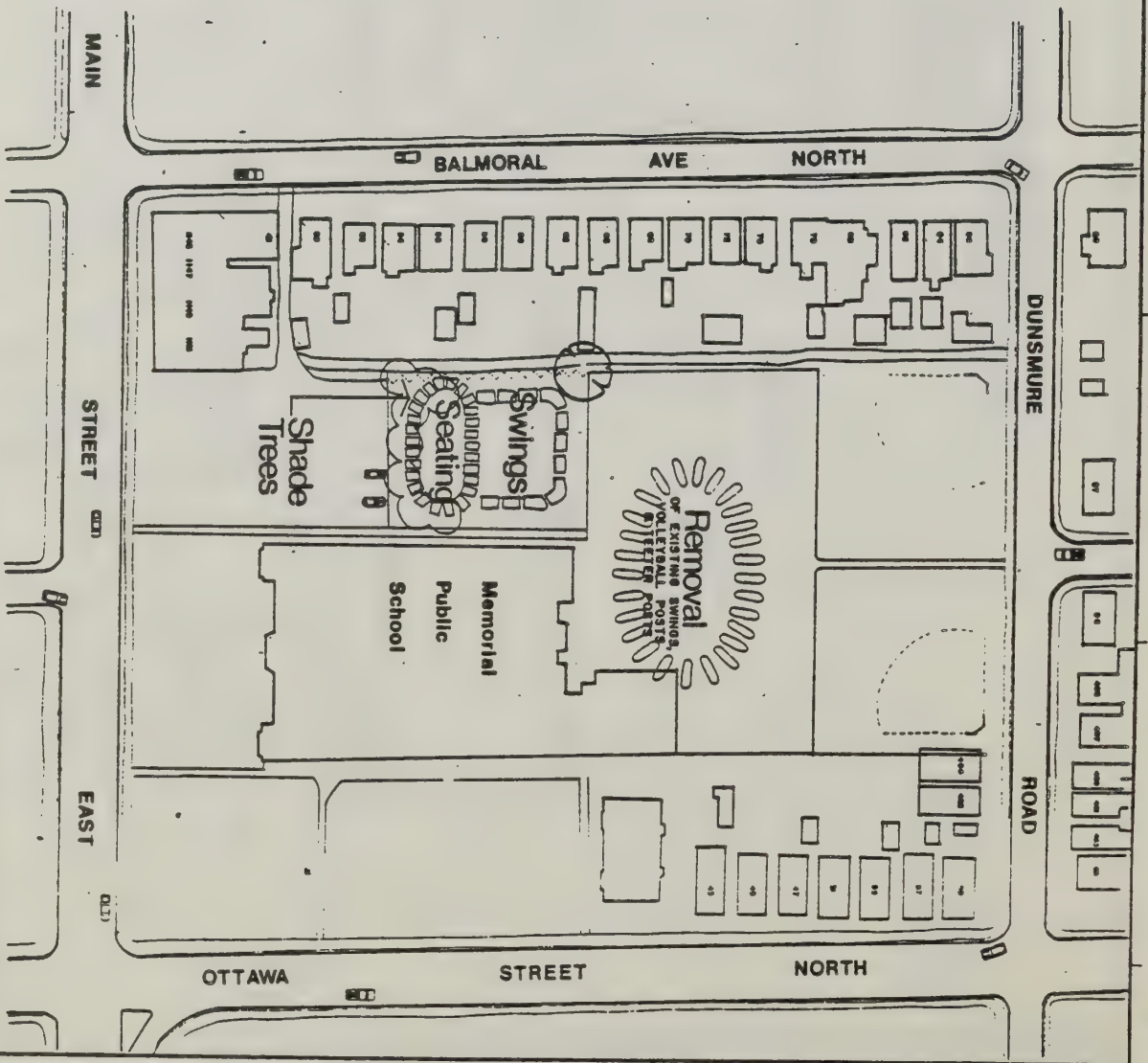
## KING STREET EAST SITE



<p>STIPPLE/CROWN POINT WEST PRIDE</p> <p>CITY OF VICTORIA DEPARTMENT OF PLANNING OR REGIONAL DEVELOPMENT</p>		<p>FRANK DAVLAND LANDSCAPE ARCHITECTS LTD.</p>	<p>LANDSCAPE PLAN PRELIMINARY</p>	<p>Scale: 1" = 100' DATE: 10/10/87 BY: [Signature] CHECKED: [Signature]</p>
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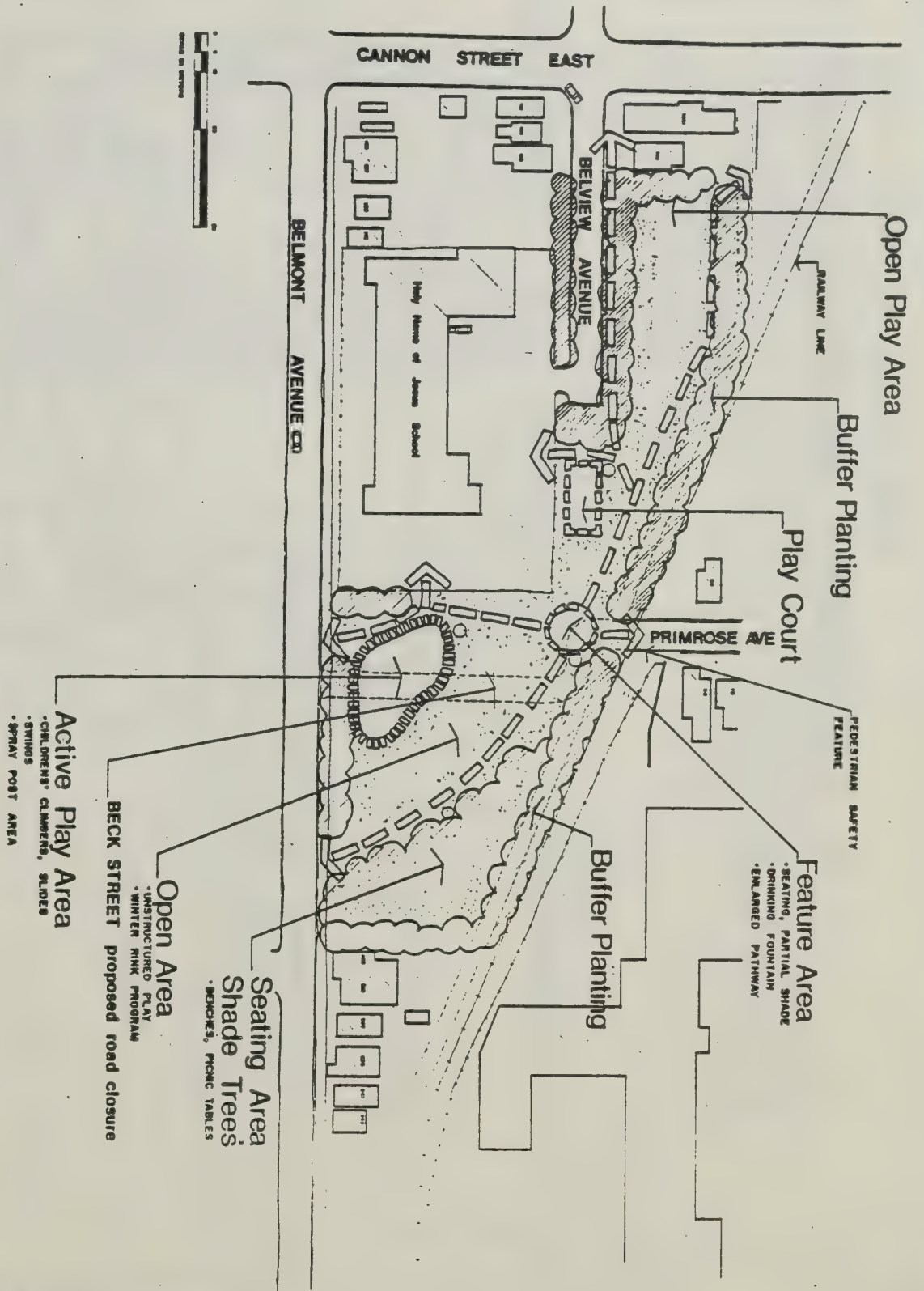
# DEVELOPMENT CONCEPT MEMORIAL SCHOOL SITE



<p>STUPELEY/CROWN POINT WEST PRIDE</p> <p>CITY OF OTTAWA DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT</p>		<p>1500 BAYVIEW OTTAWA, ONTARIO K1M 1S1</p>	<p>DATE: 1000 BY: 1100 CHECKED: 1100 APPROVED: 1100</p>
<p>LANDSCAPE PLAN PRELIMINARY</p>		<p>DATE: 1000 BY: 1100 CHECKED: 1100 APPROVED: 1100</p>	<p>DATE: 1000 BY: 1100 CHECKED: 1100 APPROVED: 1100</p>

# DEVELOPMENT CONCEPT A

## HOLY NAME OF JESUS SITE



DATE: 4/26/88	PROJECT: 11
SHEET: 118 OF 118	DESIGN: 118 OF 118
PROJECT: 118 OF 118	PROJECT: 118 OF 118

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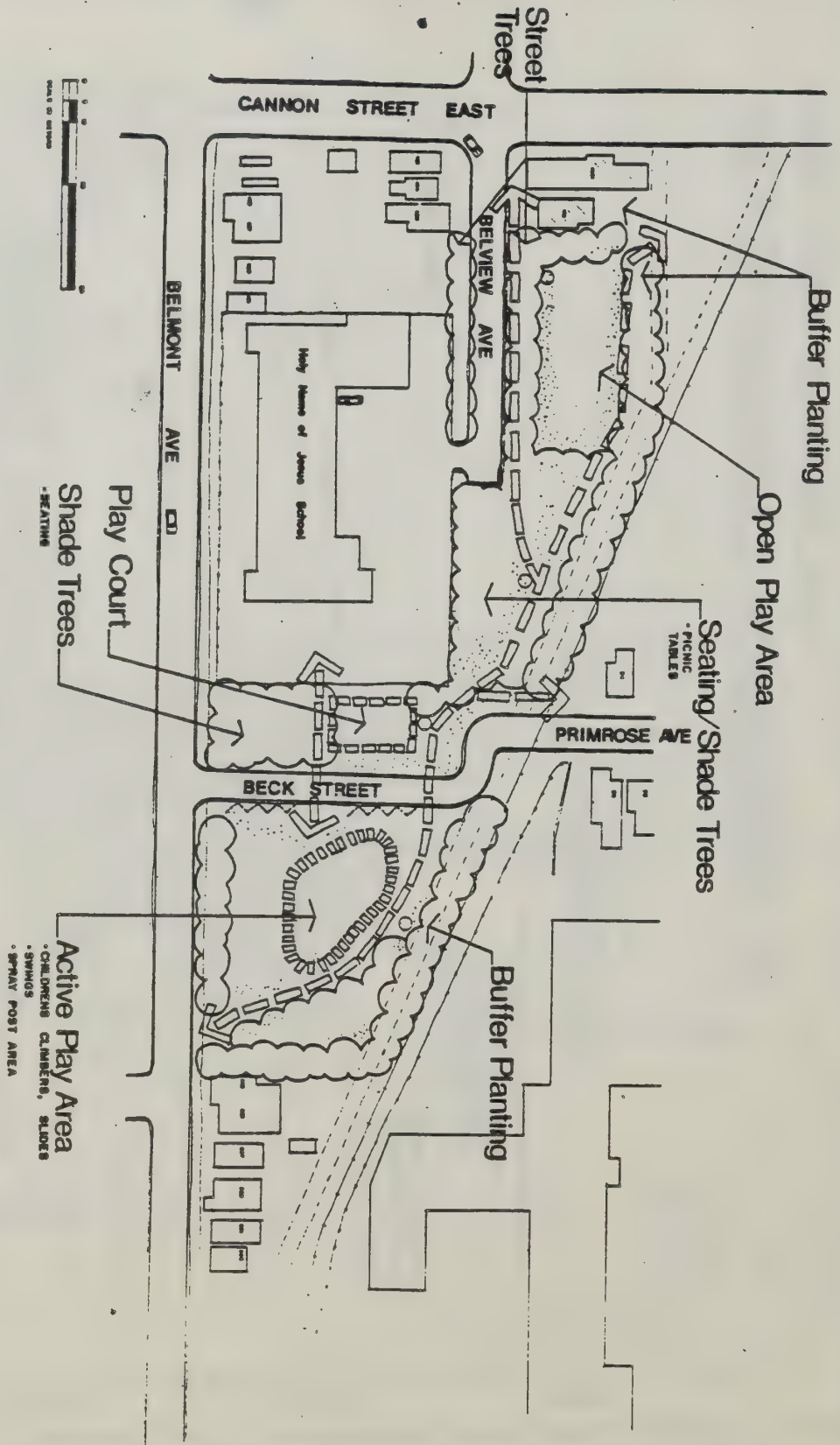
	<b>IRANK BASILINO</b> <b>LANDSCAPE ARCHITECT</b> <b>ARCHITECTS LTD.</b> <small>1000 15th Street, N.W., Washington, D.C. 20004</small>
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<b>STRIPELEY/CROWN</b> <b>POINT WEST PRIDE</b> <small>CITY OF WASHINGTON</small> <small>1000 15th Street, N.W., Washington, D.C. 20004</small>	<b>LANDSCAPE PLAN</b> <b>PRELIMINARY</b>
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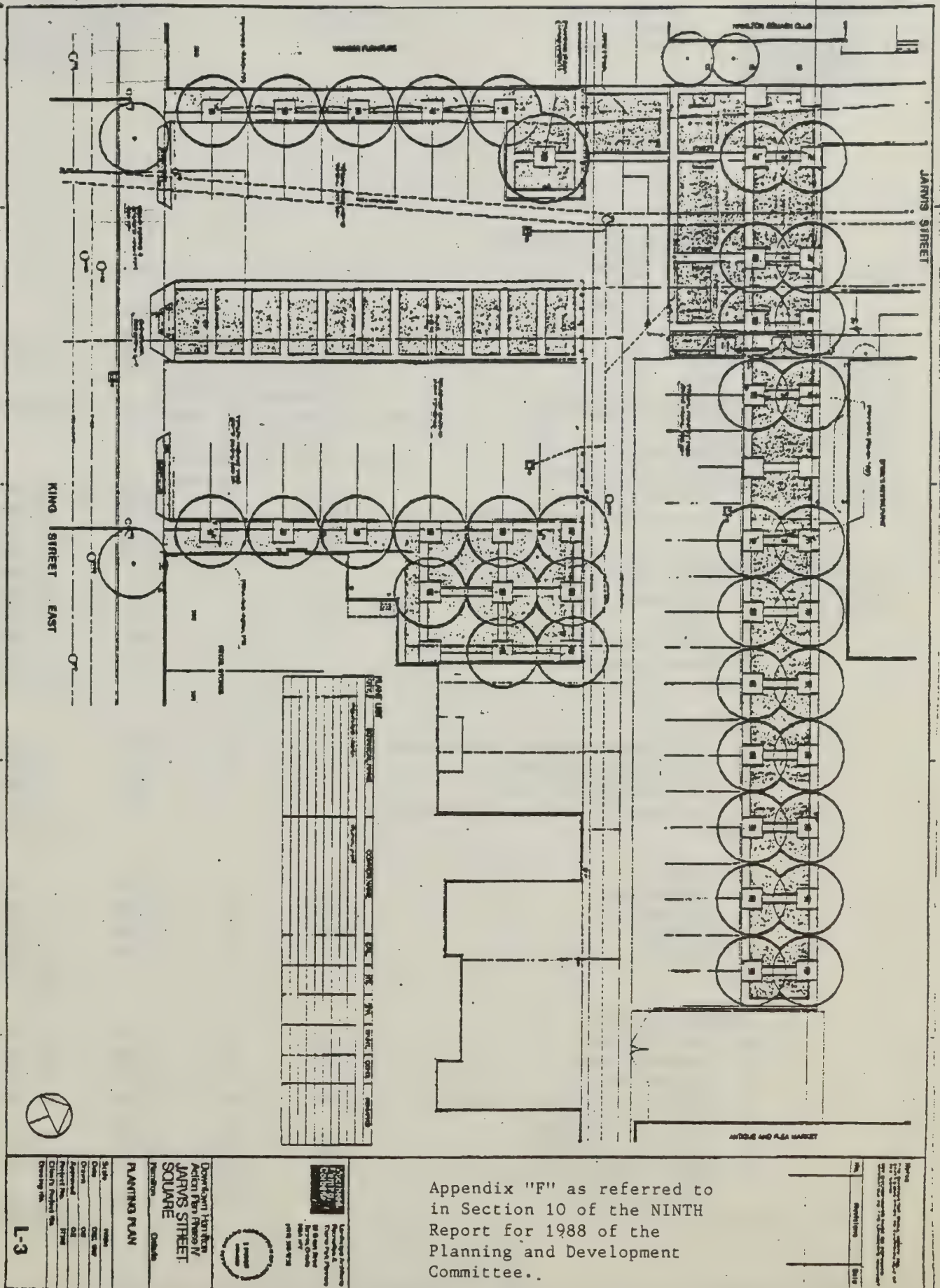
# DEVELOPMENT CONCEPT 'B'

## HOLY NAME OF JESUS SITE



<p>STIPELEV/CROWN POINT WEST PRIDE</p>		<p>LANDSCAPE PLAN PRELIMINARY</p>	
DATE	1/88	DATE	1/88
BY	STIPELEV/CROWN	BY	STIPELEV/CROWN
FOR	POINT WEST PRIDE	FOR	POINT WEST PRIDE
SCALE	1" = 20'	SCALE	1" = 20'
PROJECT	04-116	PROJECT	04-116





**COST ESTIMATE**
**DOWNTOWN ACTION PLAN PHASE IV  
JARVIS STREET SQUARE**

REVISED APRIL 5, 1988

Description	Quantity	Unit	Unit Cost	Total Cost
1. GENERAL REQUIREMENTS			LS	\$ 15,000.00
2. DEMOLITION				
a. Concrete sidewalk, concrete paving	162	m <sup>2</sup>	8.00	\$ 1,300.00
b. asphalt paving @ parking area	1,770	m <sup>2</sup>	3.50	6,200.00
@ street/lane	340	m <sup>2</sup>	5.00	1,700.00
c. Interlock paving (palette)	100	m <sup>2</sup>	5.00	500.00
d. Light fixtures (post)	2	LS		1,000.00
e. Concrete planters	4	LS		2,000.00
f. Bollards	6	LS		1,000.00
g. Tree removal	1	LS		400.00
h. Miscellaneous		LS		5,000.00
SUB TOTAL				\$ 19,100.00
3. UTILITIES				
a. Catch basin/manhole adjustments	2	EA	375	\$ 750.00
b. Electrical rewiring		LS		4,000.00
c. Re-guying hydro pole		LS		500.00
d. Contingency utility adjustments		LS		5,000.00
SUB TOTAL				\$ 10,250.00
4. EARTHWORK				
a. Excavation	690	m <sup>3</sup>	12.00	\$ 8,300.00
b. Filling	150	m <sup>3</sup>	35.00	5,300.00
c. Grading	2540	m <sup>2</sup>	2.00	\$,100.00
d. Topsoil 2.48m <sup>3</sup> x 39	99.2	m <sup>3</sup>	20.00	2,000.00
SUB TOTAL				\$ 20,700.00
5. PAVING & CURBING				
a. Concrete curb	191	m	45.00	\$ 8,595.00
b. Concrete band	328	m	50.00	16,400.00
c. Paving repair		LS		3,000.00
d. Light duty asphalt (parking)	1,080	m <sup>2</sup>	18.00	19,440.00
e. Heavy duty asphalt (street, laneway)	280	m <sup>2</sup>	25.00	7,000.00
f. Light duty paving	330	m <sup>2</sup>	60.00	19,800.00
g. Heavy duty paving on concrete base	260	m <sup>2</sup>	110.00	28,600.00
SUB TOTAL				\$102,835.00

Appendix "G" as referred to  
in Section 10 of the NINTH  
Report for 1988 of the  
Planning and Development  
Committee.

-2-

6. TREES	39	EA	400.00	\$ 15,600.00
7. MISCELLANEOUS				
a. Bollards	46	EA	500.00	\$ 23,000.00
b. Pedestrian lights c/w fixtures	11	EA	3,000.00	33,000.00
c. Signage installation		LS	1,000.00	1,000.00
d. Ticket dispenser	20	EA	15,000.00	15,000.00
e. Guard rail @ parking area	31	m	80.00	2,480.00
f. Trees c/w grates	39	EA	600.00	23,500.00
g. Concrete seat wall/bench		LS		3,000.00
h. Signage		LS	3,000.00	3,000.00
SUB TOTAL				<u>\$103,980.00</u>
8. ARCHITECTURAL FEATURE				
a. Clocktower		LS	100,000.00	<u>\$115,000.00</u>
GRAND TOTAL				<u>\$402,465.00</u>



Appendix "H" as referred to  
in Section 13 of the NINTH  
Report for 1988 of the  
Planning and Development  
Committee.

- 1(a) -

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
  - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
  - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
  - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
  - (e) to pay building permit application fee;
  - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
  - (g) to pay for the connection of all utilities to the premises;
  - (h) to prepare and obtain approval of site plans pursuant to the Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
  - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
  - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
1. That the grantee shall commence construction of a building, having a minimum building area of 5,000 square feet, upon the hereinbefore described land by not later than November 17th, 1988 <sup>AT</sup>  
DEC 6th <sup>mm</sup>  
Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
  2. That the grantee shall complete construction of the said building not later than November 17th, 1989 <sup>AT</sup>  
DEC 6th <sup>mm</sup>  
The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
  3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

Continued.....1(b)

- 1(b) -

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

## \* REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its TENTH Report for 1988 and respectfully recommends:

1. That the request of the Ottawa Street North Business Improvement Area to install electrical receptacles to provide power for lights on the trees on Ottawa Street North under the Commercial Improvement Plan BE APPROVED. The above approval to be subject to the following conditions at a cost not to exceed forty-eight thousand dollars (\$48,000):
  - (a) That the Ottawa Street B.I.A. be responsible for the flat rate power consumption charges, payable by them to Hamilton Hydro.
  - (b) That the Regional Municipality of Hamilton-Wentworth maintain only the hydro pole mounted electrics.
  - (c) That the Ottawa Street B.I.A. be responsible for maintenance of all conduits, receptacles, junction boxes, wires, etc. under the ground and alongside the trees.
  - (d) That the electrical outlets be located above normal reach and on either existing poles or existing building fronts, with properly designed load capacities.
  - (e) That the strings of lights be fastened to the trees with adjustable fasteners to avoid girdling.
  - (f) That electrical wires and fasteners be checked annually by the City Forestry Staff to avoid continuous wear of the wires and girdling of the trees.
  - (g) That strings of lights and other electrical wires be replaced every 5 years, at which time the trees could be trimmed by the Forestry staff.
  - (h) That all wiring and lighting be installed on each occasion by a qualified electrician at the expense of the Ottawa Street B.I.A.

\* TENTH Report of the Planning & Development Committee added during Council.



- (i) That the Ottawa Street B.I.A. be responsible that the lights are working properly.
- (j) That the Ottawa Street B.I.A. be responsible for the annual hydro charges.
- (k) That if all of the above criteria are not followed, then the lights and wiring will be removed, with the cost charged to the Ottawa Street B.I.A.

NOTE: Ontario Municipal Board approval was received in 1987 for the entire Commercial Improvement Programme at a gross cost of \$2.5 million dollars. The estimated cost to locate electrical receptacles at the trees on Ottawa Street North is \$48,000. if carried out during the construction process that is presently underway.

Respectfully submitted,

Alderman J. Smith, Chairman  
Planning and Development Committee

Mrs. Susan K. Reeder  
Secretary  
1988 April 26

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its SIXTH Report for 1988 and respectfully recommends:

1.       (a)       That the City Solicitor be authorized and directed to undertake the preparation of a draft by-law to regulate smoking in the workplace in the private sector for consideration of the Legislation Committee.
- (b)       That Hamilton City Council apply to the Government of Ontario for special enabling legislation to permit the passage of a by-law respecting smoking in the workplace.
- (c)       That a public forum be held on the proposed by-law to receive input.
- (d)       That Hamilton City Council recommend to the Government of Ontario that they recognize smoking in the workplace as a health and safety hazard and should be regulated through provincial legislation and regulations rather than municipal by-laws.
2.       (a)       That the City host a stand-up luncheon for 125 participants and officials at the Fernleigh Lawn Bowling Club on Sunday, August 14 at 12:15 p.m. prior to the official opening of the 100th Ontario Bowling Association Trophy Tournament at a cost not to exceed \$2 000.
- (b)       That this expenditure be financed from Account No. 0373-1003 - "Special Civic Receptions and Delegate Hostings".
- \* 3.       (a)       That a civic reception be provided to approximately 200 delegates attending the opening ceremonies and reception of the 42nd Annual Provincial Conference being hosted by the Business and Professional Women's Club of Hamilton to be held in the City of Hamilton 1988 May 27 to May 29 at an estimated cost of \$1 500.
- (b)       That funding for this expenditure be charged to Account No. 0373-1003 - "Special Civic Receptions and Delegate Hostings".

\* Section 3 Referred Back.

4.
  - (a) That an amount of \$8 000. be appropriated for expenses associated with the visit of Her Majesty Queen Beatrix and His Royal Highness Prince Claus of the Netherlands to the City of Hamilton on Friday, 1988 May 13.
  - (b) That this amount be financed from Account No. 0280-56 - "Reserve for Special Events" - 1988.
  
5.
  - (a) That permission be granted to the Hamilton Chapter of the Canadian Society of Civil Engineers to erect a commemorative plaque and time capsule upon the grounds of City Hall at a location west of the existing building, subject to -
    - (i) An agreement being entered into between the City and the Hamilton Chapter of Canadian Society of Civil Engineers with respect to the actual entry upon City lands and construction of the monument and its continued presence on the site.
    - (ii) The City always retaining the right to relocate the monument to another location in the event that the City requires the land for other municipal purposes at some time in the future.
    - (iii) The Legislation Committee receiving and approving additional satisfactory information on the construction and final design of the monument to ensure that it is architecturally compatible and aesthetically pleasing.
  - (b) That the City Solicitor be directed to prepare an Agreement between the City and the Engineering organization covering the proposal.

Note: The Hamilton Chapter of the Canadian Society of Civil Engineers is requesting permission to erect a commemorative plaque and time capsule on behalf of the Engineering profession as part of the celebration of the Centennial of Engineering in Canada this year.

For the information of the members of City Council, the Legislation Committee intend to develop a policy for the placement of time capsules upon the grounds of City Hall for approval of City Council.



6. (a) That the account of Mr. P. M. Eker in the amount of \$11 400. be paid to cover the services provided with respect to the preparation of the Second Level Lodging House By-law.
- (b) That funding for this expenditure be charged to Account No. 0325-0156.
- \* 7. (a) That the City of Hamilton Procedural By-law No. 82-203 - Access to Information and Meetings Section be amended so as to provide for the following to be included as a matter permitted to be discussed in-camera by the Standing Committees and City Council:

"Personnel Matters relating to

- (i) hiring
- (ii) wages, salaries or benefits
- (iii) discipline
- (iv) termination
- (v) changes in the employment status of employees"

- (b) That the City Solicitor be authorized and directed to prepare the necessary amending by-law.

8. That permission be granted to the International Christian Biker's Association, Hamilton Chapter, to use the City Hall forecourt on Saturday, 1988 May 07 at 10:00 o'clock a.m. for the reading of a proclamation by His Worship Mayor Morrow declaring May as Motorcycle Safety and Awareness Month.
9. That, in the event of inclement weather, permission be granted to the Burlington Culture Centre and the Joseph Brant Museum to hold a press conference at City Hall on the second floor foyer area on Tuesday, 1988 June 21 at 10:00 o'clock a.m. to declare 1988 July 01 as Heritage Happening Day in the City of Hamilton.
10. That permission be granted to the Big Sister Association of Hamilton & District, Inc. to use the City Hall forecourt on Wednesday, 1988 June 01 at 12:00 o'clock noon for the reading of a proclamation by His Worship Mayor Morrow declaring June 1988 as "Be-a-Matchmaker" month.

\* Recorded Vote, see page 595

11. Approval of the action of the Legislation Committee in authorizing to the Canadian Cancer Society to:
- (a) Use the City Hall forecourt on Sunday, 1988 April 24 for the annual Great Ride to Beat Cancer from approximately 10:00 a.m. to 5:00 p.m.
  - (b) Use the following equipment:
    - (i) P.A. System
    - (ii) Chairs (15)
    - (iii) Tables (7)
    - (iv) Washroom facilities - female and male
    - (v) Electricity - plugs and cords
    - (vi) Water facilities
    - (vii) Rear unloading facilities
  - (c) Staff overtime of approximately 6 hours at an estimated amount of \$140. for a Property Maintenance Worker to set up and clear away the above-requested equipment.

Note: For the information of the members of City Council, funding for this staff time is charged to Account No. 0321-0760, "Use of City Hall Facilities and Equipment by Outside Groups".

12. (a) That the request of the Salvation Army Hamilton Temple to use the front canopy area of City Hall for summer Gospel meetings each Sunday from 1988 June 19 to 1988 August 30, be approved.
- (b) That permission be granted to the Salvation Army Hamilton Temple to use 150 chairs and a piano.

Note: This is a traditional event at City Hall that has been held for the past several years.

No staff time is required, as this equipment is set aside on a dolly each Friday night and the Salvation Army members ensure that everything is set up and cleared away.

The P.A. System and podium are provided by the Salvation Army and the podium is kept at City Hall until after the last service on 1988 August 28.

13. (a) That permission be granted to the International Black Ribbon Day Committee to use the following facilities on 1988 August 23:
- (i) City Hall forecourt from 7:00 o'clock p.m. to 9:00 o'clock p.m.
  - (ii) P.A. system
  - (iii) 50 chairs, 1 table and a speaker's podium
  - (iv) small portion of the City Hall forecourt for a peaceful, candlelight vigil from 9:00 o'clock p.m. Monday, 1988 August 22 to Tuesday, 1988 August 23 at 9:00 o'clock p.m.
- (b) That approval be given to fly the national flags of the following countries from the top of City Hall from Monday, 1988 August 22 to Wednesday, 1988 August 24.
- (i) Polish
  - (ii) Czechoslovakian
  - (iii) Estonian
  - (iv) Hungarian
  - (v) Latvian
  - (vi) Lithuanian
  - (vii) Ukrainian
  - (viii) Romanian
  - (ix) Slovaks
14. That approval be given to the request of the Croatian National Congress, Hamilton Branch to use the City Hall Council Chambers on Saturday, 1988 May 21 from 11:00 o'clock a.m. to 12:00 o'clock noon for a ceremony in remembrance of Bleiburg's victims.
15. (a) That approval be given to the request of the Department of Secretary of State, Judges Chambers, Court of Canadian Citizenship to use the City Hall Council Chambers on Tuesday, 1988 June 21 from 4:00 o'clock p.m. to 5:30 o'clock p.m. for the Zonta Club Special Citizenship Court.
- (b) That the City provide light refreshments in the form of coffee, tea and pop for approximately 150 people at an estimated cost of \$150. in the second floor foyer area.
- (c) That funding for this expenditure be charged to Account No. 0373-1002 - "Receptions - City Hall".



16. Approval of the action of the Legislation Committee in authorizing St. Joseph's Hospital to use the City Hall forecourt on Tuesday, 1988 April 26 at 10:00 o'clock a.m. for a balloon release and proclamation ceremony by His Worship Mayor R. Morrow.
17. That the request of the Hamilton Mundialization Committee for permission to fly the national flags of the following countries from 1988 April 29 to 1988 May 12 on the occasion of the Twentieth Anniversary of the Mundialization of Hamilton, be approved.

<u>COUNTRY</u>	<u>TWIN CITY</u>
India	Mangalore
Japan	Fukuyama
United States of America	Flint, Michigan
Italy	Racalmuto
Peoples Republic of China	Ma'Anshan

18. Approval of the action of the Legislation Committee in flying the Jamaican Flag at the front of City Hall on Tuesday, 1988 April 19 on the occasion of the visit to Hamilton by Deputy High Commissioner of Jamaica, Mrs. Taylor-Roberts.
19. That civic gold rings and gold pins be awarded to Giorgio Bianchin and Linda Shultis who won National and Provincial Artistic Roller Skating Championships during the 1987 competitive year.
20. That civic gold pins be awarded to the members of the Hamilton Yuk Yuk Ti-Cats who won the Provincial Championship title in the B Division in Ottawa 1987 October 10 and 11 as verified by the Ontario Amateur Football Association in a letter dated 1988 February 12.

21. That civic awards be granted to the following members of the Leander Boat Club who won national and international championships at the Canadian National Rowing Championships held at Montreal and the Royal Canadian Henley Regatta held at St. Catharines which are sanctioned by the Canadian Amateur Rowing Association:

Steve Strba	-	gold ring
Steve Offerd	-	gold ring
Dave Kozicz	-	gold ring
Daniel Kunic	-	gold ring
Marianne Tillinger	-	gold ring
Mike McAllister	- Coach -	ruby insert
Matt Clark	-	gold ring
Pat Matozzo	-	gold ring
Steve McIlwaine	-	gold ring
Ken Putt	-	gold ring
Francis Wright	-	gold ring
Daniel Aucoin	-	gold ring

22. (a) That the City of Hamilton donate 6 medals to the Hamilton Camera Club for its annual City of Hamilton photo championship at an estimated cost of \$470.

- (b) That funding for this expenditure be charged to Account No. 0373-1001, Civic Pins, Medals, and Rings.

23. Members of City Council are advised that the Legislation Committee, at the meeting held 1988 April 18, approved of the following appointments to the Market Sub-Committee for a term expiring with the term of City Council.

Alderman P. Valeriano, Chairman

Alderman R. Wheeler

Mr. B. Hubbard, Hamilton Farmer's Market Stallholders Association

Mr. K. Gunson, Hamilton Farmer's Market Stallholders Association

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN  
LEGISLATION COMMITTEE

John Thompson, Secretary  
1988 April 18

mjlw

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its SIXTH Report for 1988 and respectfully recommends:

1. That the following accounts of Ross and McBride be paid:

- (a) Services rendered from 1987 December 31, to 1988 January 29, in the amount of \$9,838.75.
- (b) Services rendered from 1988 January 29, to 1988 February 29, in the amount of \$7,990.00.

Note: Following the departure of Mr. Vickers on 1987 November 13, City Council authorized the hiring of the firm of Ross and McBride, Barristers and Solicitors, to provide services re the Legal Department litigation files.

2. That the classification for the Traffic Operations Technologist be an A-14 level within the C.U.P.E. Local 167 Administration Unit of the City of Hamilton.

Note: A-14 Salary Schedule: \$31,492.24 - \$37,501.36 per annum. This position was approved in the 1988 Budget for the Traffic Department. Based on analysis of this position and other existing positions, the abovenamed classification was determined to be appropriate.

3. That the Appointments to and Terminations from both Permanent and Temporary Positions with The Corporation of the City of Hamilton to 1988 April 8, as set out in the pages attached hereto and marked Appendix "A", be approved.



4. \*(a) That the formula to annually adjust the salaries of the Mayor and Aldermen based on each December 1st date, as the lesser of 5% or the annual increase in the Consumer Price Index of the 12 months of the preceding year, BE APPROVED effective 1987 December 1st; and
- (b) That a one-time salary adjustment be made to the Mayor and Aldermen's salaries equal to the equivalent of the 1985 Consumer Price Index as follows:

\*\* (i) Mayor: \$55,898.00

\*\*\* (ii) Aldermen: \$17,468.00

and that these adjustments become effective 1987 December 1st.

- (c) That the Finance Committee recommend the method of financing the amount of \$71,097. resultant from the one-time salary adjustment referred to in Section (b) above.

Note: Section (a) of the above-noted recommendation has already been approved by Council; however, adoption of this section will effect annualization of this formula.

The formula referred to in Section (a) of the above-noted recommendation has been applied and incorporated into the one-time salary adjustment referred to in Section (b).

Section (b) of the above-noted recommendation will cost a total of \$71,097. The City Treasurer has advised that this amount could come out of the Contingency Account.

This one-time salary adjustment represents five-one-hundredths of one per cent of the City's 1988 budget and would be equivalent to a cost of one cent a year, per Council member, for each Hamiltonian.

Respectfully Submitted,

ALDERMAN R. WHEELER, ACTING CHAIRMAN,  
PERSONNEL COMMITTEE.

Susan K. Reeder, Secretary,  
1988 April 20th.

- \* Recorded Vote, see page 595  
\*\* Recorded Vote, see page 596  
\*\*\* Recorded Vote, see page 596

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms. Nancy Anzolo	Stenographer II	Fire	replacing Ms. Colleen Cullen - promoted	E-4	\$397.31 per week	88/03/14
Ms. Marsha Atwood	Secretary-Hamilton Place	Hamilton Place division of H.E.C.F.I.	new position	8	\$20,105.80 per annum	88/03/21
Ms. Daisy Anyeung	Finance Officer	H.E.C.F.I.	replacing Mr. Robert Fotheringham - transferred to Region	12	\$28,000.00 per annum	88/03/21
Mr. Homer Babin	Traffic Serviceman/ Woman II	Traffic	replacing Mr. Frank Garofalo - resigned	A-3	\$410.00 per week	88/02/08
Ms. Charlene Coutts	Legislative Assistant II	City Clerk's	replacing Ms. Lori Peddle - resigned	N	\$30,321.72 per annum	88/03/14
Ms. Jeannine Flett	Receptionist-Typist	Convention Centre division of H.E.C.F.I.	replacing Ms. Margaret Moyford - promoted	5	\$17,171.44 per annum	88/03/28
Mr. Peter Galinle	Lieutenant	Fire	additional staff	C-7	\$43,881.02 per annum	88/03/27

Prepared 1988 April 8

Appendix "A" as referred to in  
Section 3 of the SIXTH Report  
for 1988 of the Personnel Committee.

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Joseph Gattozzi	Equipment Mechanic I	Central Garage division of Public Works	replacing Mr. Roy Stewart - deceased	D-14	\$13,335 per hour	88/03/07
Ms. Heidi Geler	Administrative/Accounting Clerk	H.E.C.F.I.	replacing Ms. Donna VanSickle - resigned	8	\$21,913.12 per annum	88/03/07
Mr. John P. Glass	Lieutenant	Fire	additional staff	C-7	\$43,881.02 per annum	88/03/27
Ms. Marilyn Key	Housing Loans Officer	Community Development	replacing Mr. Ronald Deverson - on L.T.D.	A-9	\$521.73 per week	88/03/21
Mr. Kenneth Knoflook	Lieutenant	Fire	additional staff	C-7	\$43,881.02 per annum	88/03/27
Ms. Brenda A. Knox	Stenographer IV	Public Works	replacing Ms. Eileen Rezes - resigned	E-2	\$339.51 per week	88/03/15
Ms. (Robin) Ruth E. Lane	Senior Property Officer/ Appraiser	Real Estate division of Property Department	replacing Mr. Gerard V. Keenan - retired	A-15	\$659.99 per week	88/03/14

Prepared 1988 April 8



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Gordon Lepitre	Maintenance Supervisor (Preventative)	Central Utility Plant division of H.E.C.F.I.	replacing Mr. Mark Burtniak - resigned	15	\$36,886.28 per annum	88/03/21
Mr. Stephen F. Morelli	Captain	Fire	replacing Captain Arthur Tinson - retired	C-8	\$47,556.37 per annum	88/03/06
Ms. Jeanne Lise Pacey	Community Renewal Officer	Community Development	replacing Ms. Sylvia Renshaw - transferred to Region	A-9	\$598.11 per week	88/03/28
Mr. Brad R. Park	Motor Mechanic	Central Garage division of Public Works	replacing Mr. Joe Gattozzi - promoted	D-17	\$14.723 per hour	88/03/21
Mr. Ed Pavao	Program Organizer	Culture & Recreation	replacing Ms. Jeanne Pacey - promoted	A-7	\$541.67 per week	88/03/28
Ms. Linda Ralke	Clerk Typist III	City Clerk's	additional staff	E-1	\$322.63 per week	87/10/13
Mr. Fred G. Reading	Lieutenant	Fire	replacing Lieut. Donald N. Girt - retired	C-7	\$43,881.02 per annum	88/03/27

Prepared 1988 April 8

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms. Mara Ulga Rennie	Clerk-Tittle Searcher	Solicitor's	replacing Ms. Elaine Noonan - resigned	A-5	\$438.55 per week	88/02/25
Mr. Brian Stark	Lieutenant	Fire	replacing Lieut. James D. Mitchell - promoted	C-7	\$43,881.02 per annum	88/03/27
Mr. Robert James Swan	Manager, Property Maintenance Division	Property Maintenance division of Property Department	replacing Mr. Roy Gillespie - retired	G	\$52,057.20 per annum	88/03/21
Ms. Irene Tarascki	Senior Property Officer	Real Estate division of Property Department	replacing Mr. George B. Stewart - retired	A-15	\$673.30 per week	88/03/21

Prepared 1988 April 8

## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Roy Gillespie	Manager, Property Maintenance Division	Property Maintenance division of Property Department	retired	33 years & 11 months	88/04/29
Mr. John W. Johnston	Machinist	Central Garage division of Public Works	resigned	1 year & 9 months	88/03/11
Mr. Zeron Martyniuk	Zoning Examiner & Code Correlator	Building	retired	28 years & 10 months	88/03/31
Mr. Lindsay Nelson	Supervisor of Taxation	Treasury	retired	37 years & 10 months	88/04/08
Mr. Stephen Popovich	Garbage Truck Driver	Public Works	resigned	10 years & 10 months	88/03/18
Mr. George B. Stewart	Senior Property Officer	Real Estate division of Property Department	retired	9 years & 10 months	88/03/28
Ms. Jayne M. Tollefson	Waterfront Project Co-ordinator	Community Development	resigned	10 years & 10 months	88/04/08

Prepared 1988 April 08



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
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NO APPOINTMENTS TO TEMPORARY POSITIONS AT THIS TIME

Prepared 1988 April 8

THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
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NO TERMINATIONS FROM TEMPORARY POSITIONS AT THIS TIME

Prepared 1988 April 8

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1.       (a)       That the amount of the purchase order to Blue Mountain Resorts Limited, Collingwood be changed from \$150 568.58 to \$169 920.75 for the replacement of one (1) Snowgrooming machine for the Central Garage Division, Public Works Department.
- (b)       As this equipment has been delivered and the next Finance Committee meeting is 1988 April 19, the above purchase order has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council.

Note:   Funds provided in Depreciation Account No. 0280-01.

On 1988 March 08 in the Sixth Report of the Finance Committee, approval was given to issue a purchase order to Blue Mountain Resorts Limited, Collingwood for a total of \$150 568.58 for the replacement of one (1) Snowgrooming machine for the Central Garage.

The federal sales tax was inadvertently omitted in this total, therefore the revised price for this machine will be \$169 920.75.

2.       That a purchase order be issued to Intefac/Furnishings for Business, Mississauga in an amount not to exceed \$70 000. including all taxes and charges, for the supply and delivery of various pieces of furniture and workstations as determined by the Manager of Systems for various departments during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.

Note:   Lowest of six (6) proposals received. Funds provided in Capital Account No. 0408-X75271.



3. (a) That the City proceed to dispose of 401 - 403 King Street West to Alec Murray Real Estate Co. Ltd. at a price to be negotiated and formally presented to City Council for approval at a later date, subject to alternate arrangements being made to accommodate Wesley House in another location.
- (b) That a maximum \$100 000. of the revenue to be derived from the sale of 401 - 403 King Street West be used to assist in the purchase of an alternate parcel of vacant land upon which Wesley House could erect a new structure to house their organization.
- (c) That the financial contribution be made to Wesley House only for the purpose of assisting them in the purchase of a parcel of vacant land upon which to erect their new building and that the property when improved with a building(s) is to be used solely for the purposes of a Youth Home (Wesley House). The contribution by the City will have attached to it a "Disposition of Assets Clause", yet to be negotiated with Wesley House and the Province of Ontario, the major funding source in this instance. The "Clause" or condition in effect will state that the City will receive a percentage of any revenues derived from the sale of the property in future years in the event it ceases to be used as a youth home.

Note: For the information of the members of City Council, the Capital Funds Branch of the Ministry of Community and Social Services will provide 80% of the funds required for this project. Wesley House will be contributing approximately \$20 000. towards the purchase of a new site.

4. That the City accept the following amounts in settlement of the City's claims/actions listed below:

- (a) City and James Pearson vs. Region and Bernard Gillman - 1986 January 13.

That the City accept the sum of \$12 238.82, all inclusive of damages, interest and costs in full settlement of the claim on behalf of Mr. J. Pearson.

**Note:** This action arises from an accident in which the City employee, Mr. Pearson was struck by a back-hoe, negligently operated by a Regional employee, Mr. Gillman. Mr. Pearson has suffered a minor permanent injury giving rise to occasional problems with his right arm at the elbow. Counsel for the City has negotiated a settlement with the adjuster for the Region upon the following terms:

General Damages inclusive of Interest	\$ 7 500.00
Lost Income	\$ 3 238.82
Costs	<u>\$ 1 500.00</u>
<b>Total</b>	<b>\$12 238.82</b>

The City has incurred the following expenses:

Worker's Compensation Benefits and Medical Aid and Report	\$ 2 312.63
Interest	\$ 462.53
Legal disbursements	\$ 239.50
Legal Fees	<u>\$ 2 000.00</u>
<b>Total</b>	<b>\$ 5 114.66</b>

Net Surplus available to Mr. Pearson - \$ 7 242.16

Counsel for the City has reviewed the matter with Mr. Pearson who is satisfied with the amount of his recovery. Counsel for the City therefore recommends settlement on this basis.

(b) **City and Alan Marshall vs. Graham, 1986 October 16**

That the City accept the sum of \$2 750., all inclusive of damages, interest and costs for the claim of Alan Marshall.

**Note:** This action arises from an automobile accident on 1986 October 16 in which a City employee, Alan Marshall, suffered soft tissue injury to his upper back. He was essentially recovered by April of 1987. The insurer for the defendant has already paid Mr. Marshall's lost wages, which have been deposited in a City account to his credit.

Counsel for the City has negotiated with the solicitor for the defendant general damages inclusive of interest totalling \$2 500. and costs of \$250. for a total of \$2 750. The City's actual legal costs are \$1 000. The net surplus payable to Mr. Marshall is therefore \$1 750., plus any monies remaining to his credit on account of his income loss. Mr. Marshall did not elect Workers' Compensation Benefits, so that the City's legal costs are its only expense.

5. That the City pay the following amount in settlement of the claim/action brought against the City as listed below:

(a) City of Hamilton ats. Greenidge, 1985 January 30.

That the City pay the sum of \$5 214., all inclusive of damages, interest and costs as its share of a full and final settlement.

Note: This action arises from a slip and fall by the plaintiff on 1985 January 30. The plaintiff's claim is for \$300 000. and includes a significant present and future lost income claim. The plaintiff is virtually totally disabled as a result of her fall, which aggravated a serious pre-existing back condition. The action has been commenced against numerous defendants, although there is a very considerable question about liability for all defendants, including the City. The exposure to the many defendants is quite high, and all of the defendants have agreed to contribute towards what amounts to a nuisance settlement totalling \$46 500., to which each of the 7 defendants will contributed 1/7th. Having regard to the very high exposure and the high legal costs involved in proceeding further, this represents a sensible settlement from a purely economic standpoint and Counsel for the City recommends the same.



6. (a) That an amount of \$3 820. be appropriated for the 1988 Operating Budget of the Hamilton Mundialization Committee.

(b) That this amount be financed by a transfer from the Contingency Account No. 0378-1198 to Account No. 0372-1500.

Note: At its meeting held 1988 March 29, City Council, in adopting Section 1 of the Fifth Report of the Legislation Committee approved of the establishment of an operating budget for 1988 for the Hamilton Mundialization Committee in the above amount.

\*\* 7. \* (a) That the estimated cost of \$12 000. to provide temporary washroom facilities at Bernie Arbour Stadium for the 1988 Red Birds baseball season, be financed by an overdraft in the appropriate accounts of the Parks Division.

(b) That this amount be set aside in the "allocated" portion of the Contingency Account.

Note: City Council, at its meeting held 1988 March 29, in adopting Section 2 of the Eighth Report of the Parks and Recreation Committee approved on this appropriation.

8. That the 1988 mill rates for the City, Region and Boards of Education as outlined in the attached Exhibit "A", Column (10), be approved.

9. That the following information regarding the 1988 tax increases be added to the message area on the realty tax levy notification/bills and the business tax levy bills which will be forwarded to tax payers in May 1988:

Realty Tax Levy Notification/Bills

The "average" tax increases over 1987 are: 4.5% City, 4.5% Region (including water/sewer surcharges) and 7.6% for Educational purposes, for an overall increase of 5.8%.

\* Section 7(a) Amended, see page 695

\*\* Recorded Vote, see page 596

Business Tax Levy Bills

Mill rate increases over 1987 are: 4.5% City,  
5.7% Region and 7.6% Educational, for an overall  
increase of 6.2%.

10. That a donation be made in the amount of \$196. to the building fund for a new storage building for Jimmy Lomax.

Note: The above donation represents the cost of the building permit for the construction of a new storage building for the gifts passed out at the Christmas season by Mr. Jimmy Lomax.

11. (a) That the following grant recommendations be approved:
- (i) a Convention/Reception grant in the amount of \$1 000. to the East Hamilton Soccer Club to defray the costs of their Friendship Soccer Tournament - 1988 September 03 to September 05;
  - (ii) a Convention/Reception grant in the amount of \$1 500. to the Canusa Games to defray the costs of hosting the International Games Conference - 1988 September 30 to October 02;
  - (iii) a Convention/Reception grant in the amount of \$300. to the Black Women's Small Business Association to defray the costs of their Ebony Fashion Fair, 1988 May 18;
  - (iv) a General One-time Only grant in the amount of \$1 000. to the Hamilton Philharmonic Youth Orchestra to defray the costs of attending the Canadian Festival of Youth Orchestras held in Banff, Alberta - 1988 April 02 to 12;
  - (v) a General One-time Only grant in the amount of \$1 500. to Seekers Volleyball to defray the costs of competing in the National Juvenile and Midget Volleyball Championships.
- (b) That the approved grant amounts be funded by an appropriate transfer from the Unallocated Grant Funds Account No. 0374-XXXX.

12. (a) That the appeal recommendations for Grants as summarized in Exhibit "B" attached herewith in the total amount of \$5 565., be approved.
- (b) That these grants as outlined in Exhibit "B" be funded by an appropriate transfer from the Unallocated Grant Funds Account No. 0374-XXXX.

13. That leave be granted to introduce the following bills:

- (a) Bill G-2 A By-law to Fix the Rates of Taxation for Municipal Purposes for the Year 1988.
- (b) Bill G-3 A By-law to Fix the Rates of Taxation for Regional Purposes for the Year 1988.
- (c) Bill G-4 A By-law to Fix the Rates of Taxation for School Purposes for the Year 1988.
- (d) Bill G-5 A By-law to Fix the Total Rates of Taxation for Municipal, Regional and School Purposes for the Year 1988.
- (e) Bill G-6 A By-law to Levy An Annual Tax on Telephone Companies Doing Business in Ontario Respecting The Bell Telephone Company of Canada.

- \* 14. (a) That the amount of \$32 300., being approximately one-half of the estimated requirement of \$62 644.32 for the 1988 to 1989 season for ice time subsidy for minor hockey as approved by City Council 1988 April 26, be funded by a transfer from the Contingency Account 0378-1198 to the appropriate accounts within the Recreation Department budget, and
- (b) That the full amount of the estimated requirement of \$62 644.32 be included in the 1989 budget of the Recreation Department.

NOTE: Sub-section (b) of Section 1 of the Eleventh Report of the Parks and Recreation Committee recommends that the Finance Committee be requested to recommend the method of financing this expenditure.

\* Section 14 added during Council



- \*15. That the funding required to increase the Mayor's salary to \$55 898. and the salary for Aldermen to \$17 468., involving an overall increase of \$71 097., be financed from a transfer from the Contingency Account 0378-1198 to the appropriate account in the Legislative budget.

NOTE: Sub-section (c) of Section 4 of the Sixth Report of the Personnel Committee recommends that the Finance Committee recommend the method of financing the amount of \$71 097.

Respectfully Submitted,

ALDERMAN P. O. VALERIANO, CHAIRMAN  
FINANCE COMMITTEE

John Thompson, Secretary  
1988 April 19

mjlw

\* Section 15 added during Council  
Recorded Vote, see page 597 & 598

\* Section 7(a) Amended to Read:

7. (a) That the estimated cost of \$12 000. to provide temporary washroom and office facilities at Bernie Arbour Stadium for the 1988 Red Birds baseball season, be financed by an overdraft in the appropriate accounts of the Parks Division.

## EXHIBIT "A"

City of Hamilton  
Treasury

Exhibit "A" as referred  
to in Section 8 of the  
Eighth Report of the  
Finance Committee.

Increase +  
Decrease -  
1987 to 1988

Description (1)	M i l l R a t e s							1987 (9)	1988 (10)	1987 to 1988	
	1980 (2)	1981 (3)	1982 (4)	1983 (5)	1984 (6)	1985 (7)	1986 (8)			Mills (11)	(12)
Residential											
City	50.4406	57.8731	62.7923	62.7923	69.7323	73.4019	79.3485	83.9779	87.7568	3.7789+	4.5+
Region	46.6984	50.2599	54.7552	56.6640	56.8038	59.6126	63.5186	69.3371	73.3187	3.9816+	5.7+
Sub Total	97.1390	108.1330	117.5475	119.4563	126.5361	133.0145	142.8671	153.3150	161.0755	7.7605+	5.1+
Education - Elementary	40.9514	44.2020	50.0013	57.0683	58.2131	65.4968	68.4729	73.9790	80.9599	6.9809+	9.4+
- Secondary	33.7734	35.0029	37.9186	41.0524	44.2715	45.1813	43.2464	54.3880	57.1976	2.8096+	5.2+
Sub Total	74.7248	79.2049	87.9199	98.1207	102.4846	110.6781	111.7193	128.3670	138.1575	9.7905+	7.6+
Total Mill Rates	171.8638	187.3379	205.4674	217.5770	229.0207	243.6926	254.5864	281.6820	299.2330	17.5510+	6.2+
Non-Residential											
City	59.3419	68.0860	73.8733	73.8733	82.0379	86.3552	93.3512	98.7975	103.2433	4.4458+	4.5+
Region	54.9393	59.1293	64.4179	66.6636	66.8280	70.1325	74.7278	81.5731	86.2574	4.6843+	5.7+
Sub Total	114.2812	127.2153	138.2912	140.5369	148.8659	156.4877	168.0790	180.3706	189.5007	9.1301+	5.1+
Education - Elementary	48.1781	52.0023	58.8251	67.1392	68.4860	77.0551	80.5564	87.0341	95.2469	8.2128+	9.4+
- Secondary	39.7334	41.1799	44.6101	48.2969	52.0841	53.1545	50.8781	63.9859	67.2913	3.3054+	5.2+
Sub Total	87.9115	93.1822	103.4352	115.4361	120.5701	130.2096	131.4345	151.0200	162.5382	11.5182+	7.6+
Total Mill Rates	202.1927	220.3975	241.7264	255.9730	269.4360	286.6973	299.5135	331.3906	352.0389	20.6483+	6.2+

Note: The 1988 mill rates were calculated based on the 1987 unrevised assessment roll for 1988 taxation.

1988 April 14

APPLICANT (1)	GRANT CATEGORY (2)	GRANT REQUEST AMOUNT (3)	ORIGINAL RECOMMENDED AMOUNT (4)	RECOMMENDED AMOUNT AFTER APPEAL (5)	DIFFERENCE (6)
Pakistan Canada Association of Hamilton	General	\$5 000.	Denied	Denied	Nil
Hamilton Ladies Slo-Pitch	Convention/ Reception	\$7 380.	\$5 000.	\$5 225.	\$ 225.
Media Club of Canada - Hamilton Branch	Convention/ Reception	\$1 500.	\$ 240.	\$ 340.	<u>\$ 100.</u>
TOTAL INCREASE					\$ 325.

Exhibit "B" as referred to in  
Section 12 (a) of the Eighth  
Report of the Finance Committee.



REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton.

Members of Council:

1. For the information of the members of City Council, Mr. Walter Cooke, representative of the Hamilton Region Indian Centre (replacing Mr. Rolland Nadjiwon), has been appointed to serve on the Mayor's Race Relations Committee for the duration of this Council's term of office.
- \* 2. That the Council of The Corporation of the City of Hamilton support a motion endorsing the application for funding in 1989 through the Provincial Ministries of Housing and Community and Social Services for independent supportive housing for various target populations in need of accommodation as required by the Mission Services of Hamilton Inc.

**NOTE:** Mr. Alan Adams, the Assistant Executive Director of Mission Services of Hamilton Inc. is proposing embarking on a new project as outlined in the attached letter of April 15th. He is asking for endorsement of this project by the Mayor and members of the City Council. The project has been endorsed by Alderman David Christopherson on behalf of the Task Force on Car for the Psychiatrically Disabled as per the letter of March 31, 1988.

Respectfully Submitted

Robert M. Morrow  
Mayor

S. Glover, Secretary  
Mayor's Race Relations Committee  
1988 April 20

\* Section 2 added during Council.

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **SECOND** Report for 1988 and respectfully recommends:

1. That the Salvage Dealer Licence application of Clinton Taylor, 65 Princess Street in the City of Hamilton, be denied due to the applicant's criminal record.

**Note:** For the information of Members of City Council:

The applicant was given notice that he should appear at the Committee's meeting of April 7, 1988 at which time he could bring Counsel to represent him. Mr. Taylor appeared before members of the Committee representing himself. After due consideration it was recommended that the application be denied.

Respectfully submitted,

Alderman P. Valeriano  
Chairman

S. J. Dembe, Secretary  
April 8, 1988





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04/29/88

MEETING OF HAMILTON CITY COUNCIL  
FRIDAY, APRIL 29, 1988  
9:00 O'CLOCK, A.M.

URBAN MUNICIPAL

AUG 02 1988

GOVERNMENT DOCUMENTS

Special meeting of City Council called at the direction of His Worship  
Mayor Robert M. Morrow.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Christopherson,  
Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross.

The Clerk read the notice calling the meeting.

\* \* \* \* \*

Council dealt with Section 2 of the FIFTH Report of the Executive Committee  
which, at the March 8th meeting of City Council, was referred to a Special  
Meeting of the Council. Section 2 reads as follows:

"2. The Strategic Plan entitled 'Hamilton 1991: Future Strategic  
Directions', prepared by James F. Hickling Management Con-  
sultants Ltd., dated February 1988, previously distributed  
to the Members of City Council, be adopted."

\* \* \* \* \*

It was moved by Alderman Cowell and seconded by Alderman Gallagher.

RESOLVED: that the matter of Regional Government be referred to  
the Executive Committee and that the Management Team be  
directed to prepare a report on realistic steps,  
including timetables for implementing changes for  
improvement to the present political structures within  
the Region. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Copps and seconded by Alderman Christopherson.

RESOLVED: that the Strategic Plan be amended by deleting the  
following from the IMPROVE CITY IMAGE section on  
page 16:

"Create a City office and staff position to co-ordinate  
PR." - CARRIED.

\* \* \* \* \*

It was moved by Mayor Morrow and seconded by Alderman Gallagher,

RESOLVED: that staff be directed to prepare an estimate of cost of implementing the report. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Wheeler.

RESOLVED: that the words "by November 1991" be deleted from page 27 of Hamilton 1991 Future Strategic Direction Report. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Wheeler.

RESOLVED: that Section 2 of the FIFTH Report of the Executive Committee be amended by adding the words "as amended" after the words "be adopted" in the last line. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Wheeler.

RESOLVED: that Section 2 of the FIFTH Report of the Executive Committee be adopted, as amended. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Cooke.

RESOLVED: that leave be granted to introduce the following Bill:

"Bill No. A-12 - A By-law to Confirm Proceedings of the Council of The Corporation of the City of Hamilton at its Meeting Held on the 29th day of April, A.D., 1988." - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Cooke.

RESOLVED: that the following Bill be now read a first time:

A-12 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler, seconded by Alderman Cooke, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bill, with Alderman Valeriano in the chair.

A-12-A-12.

\*\*\*\*\*

Consideration of the Bill (second reading).

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Cooke.

RESOLVED: that the report of the Committee of the Whole (second reading) on the Bill, be adopted. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Cooke.

RESOLVED: that the following Bill be now read a third time:

A-12 - CARRIED.

\*\*\*\*\*

City Council adjourned at 11.30 o'clock, a.m.

\*\*\*\*\*





CA 4 ON HBC AC5  
M21

MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, MAY 10, 1988  
7:30 O'CLOCK, P.M.

URBAN MUNICIPAL

AUG 02 1988

The Council met.

GOVERNMENT DOCUMENTS

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps,  
Christopherson, Agostino, Wheeler, Smith, Gallagher, Merling,  
Murray, Ross.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend John Verhoog, Christian Reformed Church, led the Council in prayer.

The minutes of the meeting of April 26, 1988, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter from Mr. Henry E. Stewart, Chairman, Ontario Municipal Board, in response to request of City of Hamilton to hold hearings in the evenings, dated April 27, 1988.
2. Application from Diton Construction Inc., Unit 2, 766 Burlington Street East, Hamilton, Ontario, for a modification to the "E" (Multiple Dwellings) District for property located at 19 Aikman Avenue, dated April 25, 1988.
3. Application from Mr. D. Alessandrino, 136 Eleanor Avenue, Hamilton, Ontario, for a change in zoning, property located at 866 Upper Paradise Road, dated April 29, 1988.
4. Application from 642388 Ontario Inc., Lorne Harbottle, 194 Chesley Street, Hamilton, Ontario, for a change in zoning, property located at 224 Stone Church Road West, dated April 29, 1988.
5. Letter from Mr. E. A. Simpson, City Clerk, advising objections received to By-law Number 88-86, dated May 4, 1988. NO ACTION TAKEN.
6. Application from Peter Zourntos, John Zourntos, Peter Hatzoglou, Aiden Tuite and Phil Mancini, c/o 150 Memorial Ave., Stoney Creek, Ontario, for a change in zoning, property located on the south-west corner of Rymal Road East and Ryckman Street, dated May 5, 1988.
7. Application from 740898 Ontario Inc., 41-45 Cathcart Street, Hamilton, Ontario, for a further modification to the "D" Zoning, property located at 41-45 Cathcart Street, dated May 5, 1988.

8. Letter from Mrs. Joyce Mongeon, President, The Hamilton & District Chamber of Commerce, 100 King St. West, Suite 830, Hamilton, Ontario, re increases granted Aldermen, dated May 4, 1988. NOTED.
9. Letter from Mrs. Dorothy Kluwak, Secretary, Hamilton Steelworkers Retired Members' Club, 1031 Barton St. East, Hamilton, Ontario, re salary increase granted Council Members, dated May 3, 1988. NOTED.
10. Letter from Mr. K. M. Edge, Chairman, The Hydro-Electric Commission of the City of Hamilton, 55 John St. North, Hamilton, Ontario, re increase in honorariums of Chairman, Vice-Chairman, and Commissioner, dated April 28, 1988.
11. Letter from The Honourable John Eakins, Minister of Municipal Affairs, 777 Bay Street, Toronto, Ontario, re application by the Regional Municipality of Hamilton-Wentworth to adjust the boundary between the City of Hamilton and the City of Stoney Creek, dated April 29, 1988. NOTED.
12. Letter from Cheryl A. Dantous, employee of The Biway #125, The Centre Mall, 1227 Barton St. East, Hamilton, Ontario, re Sunday shopping, dated April 19, 1988.
13. Letter from Mr. J. G. Falkner, Bell Canada, Bell Trinity Square, 8th Floor, South Tower, Toronto, Ontario, re installation of pedestals in established areas for Bell Canada and Cable T.V. Companies on road allowances, dated May 6, 1988. NOTED.

\*\*\*\*\*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Hinkley in the chair.

\*\*\*\*\*

(A) EXECUTIVE COMMITTEE - ELEVENTH REPORT.

\*\*\*\*\*

(A) EXECUTIVE COMMITTEE - TWELFTH REPORT.

\*\*\*\*\*

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - EIGHTH REPORT.

Recorded vote on Section 18.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Agostino, Wheeler, Smith, Gallagher, Merling, Murray. - 14.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*



It was moved by Alderman Merling and seconded by Alderman Gallagher.

RESOLVED: that Section 20 be amended by deleting the word "NOT" in the second line. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Copps and seconded by Alderman Valeriano.

RESOLVED: that the following resolution be added as Section 22:

"22. Members of City Council are advised that the Transport and Environment Committee, at a special meeting held 1988, May 10, endorsed the recommendation of the Finance Committee on the COMPREHENSIVE AUDIT REPORT ON VEHICULAR FLEET MANAGEMENT as contained in Section 4 of the NINTH Report of the Finance Committee. -

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Gallagher, Ross. - 11.

NAYS: Aldermen Kiss, Merling. - 2. CARRIED.

\* \* \* \* \*

(C) PARKS AND RECREATION COMMITTEE - TWELFTH REPORT.

\* \* \* \* \*

(D) PLANNING AND DEVELOPMENT COMMITTEE - ELEVENTH REPORT.

It was moved by Alderman Cooke and seconded by Alderman McCulloch.

RESOLVED: that Section 1 be amended by adding the following as Subsection (c):

"(c) 447 King St. W." - CARRIED.

\* \* \* \* \*

Recorded vote on Section 8.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Agostino, Wheeler, Smith, Gallagher, Murray, Ross. - 14.

NAYS: Alderman Christopherson. - 1. CARRIED.

\* \* \* \* \*

Alderman D. Ross declared personal interest in, took no part in the debate, and refrained from voting on Section 16 as he works for the applicant.

\* \* \* \* \*

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWELFTH REPORT.

\* \* \* \* \*

(E) LEGISLATION COMMITTEE - SEVENTH REPORT.

It was moved by Alderman Agro and seconded by Alderman Valeriano.

RESOLVED: that Section 1 be amended by adding the following as Subsection (d):

"(d) That the Finance Committee be requested to recommend the method of financing the issuance and enforcement of these additional taxi cab plates and other taxi cab regulations referred to in Subsection (a), including the hiring of two Licence Inspectors and the outfitting of the Taxi Office with an appropriate classroom and related equipment." - CARRIED.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the establishment of a new class of Taxi Cab Licence. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that the Legislation Committee be requested to formulate a resolution to seek Special Legislation from the Province of Ontario to permit the City of Hamilton to establish a new class of Taxi Cab Licence which would have restricted hours of operation. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by Alderman Kiss.

RESOLVED: that Section 2 be referred back. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Gallagher, Merling, Murray, Ross. - 15.

NAYS: Alderman Valeriano. - 1. CARRIED.

\* \* \* \* \*

It was moved by Alderman Valeriano and seconded by Alderman Christopherson.

RESOLVED: that Section 6, reading as follows:

"6. That, in order to clarify the non-smoking policy in Civic Departments, adopted by City Council at its meeting held Tuesday, 1987 May 12, smoking will continue to be permitted in the private and closed offices of the members of City Council in City Hall on the understanding that members of City Council shall comply to accommodate the preference of any person requesting a cessation of smoking while attending in their offices."

be deleted and replaced by the following:

"6. That the non-smoking policy in Civic Departments, adopted by City Council at its meeting held Tuesday, 1987 May 12, apply in the private offices of the members of City Council in City Hall."

NOTE: This motion not dealt with as the Motion to refer back took precedence.

\* \* \* \* \*



It was moved by Alderman Agro and seconded by Alderman Ross.

RESOLVED: that Section 6 be referred back. -

YEAS: Mayor Morrow; Aldermen Agro, Hinkley, Agostino, Wheeler, Gallagher, Merling, Murray, Ross. - 9.

NAYS: Aldermen Cooke, Kiss, McCulloch, Valeriano, Copps, Christopherson, Smith. - 7. CARRIED.

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman Christopherson.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of the following matters:

- (a) Request of the Boy Scouts of Canada to erect a reviewing stand for the Boy Scout Parade.
- (b) Request of the Disabled and Aged Regional Transit System (DARTS) for use of City Hall Forecourt.
- (c) Request of the Hamilton Board of Education Co-op Department to display a mural. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman Christopherson.

RESOLVED: that the following be added as Section 9.

- "9. (a) That the Manager, Property Maintenance Division, be authorized and directed to erect a reviewing stand and all other pertinences in front of City Hall on Saturday, 1988 May 28 on the occasion of the Annual Boy Scouts of Canada Parade.
- (b) That the cost of providing this service, in the amount of approximately \$600., be charged to Account No. 0321-0760 (Use of City Hall Facilities by Outside Groups.). - CARRIED.

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman Christopherson.

RESOLVED: that the following be added as Section 10:

"10. That approval be given to the request of the Disabled and Aged Regional Transit System (DARTS) to display 4 or 5 vehicles on the plaza area in front of City Hall on Transportation Day, 1988 June 03 in conjunction with National Access Awareness Week.

NOTE: -For the information of the members of City Council this small display will consist of various mini-type vehicles which have been adapted for the handicapped." - CARRIED.

\* \* \* \* \*

It was moved by Alderman Agro and seconded by Alderman Christopherson.

RESOLVED: that the following be added as Section 11:

"11. That approval be given to the request of the Hamilton Board of Education Co-op Department to display a mural in the foyer area of City Hall from 1988 May 16 to 1988 July 16.

NOTE: For the information of the members of City Council this mural is a vertical plywood painting recently unveiled at a meeting of City Council and represents the theme of "Cooperative Education within our Community." - CARRIED.

\* \* \* \* \*

(G) FINANCE COMMITTEE - NINTH REPORT.

\* \* \* \* \*

(H) INFORMATION SYSTEMS COMMITTEE - (MAY 5, 1988).

\* \* \* \* \*

NOTICE OF MOTION

Alderman G. Copps gave notice that she would move the following Notice of Motion at the next regular meeting of City Council:

RESOLVED: that Section 45 (1)(a) of Procedural By-law 82-203 be amended by adding the following to Sub-Clause (a):

"or unless by any person who is the subject to actions taken relating to wages, salaries, benefits, discipline, hiring, termination and change in status who shall have the automatic right of a public hearing should he/she so choose."

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Murray, Ross. - 14.

NAYS: 0. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-13,  
B-47, B-48,  
D-53, D-54, D-55, D-56, D-57, D-58, D-59, D-60, D-61,  
D-62, D-63, D-64,  
E-4, E-5, E-6, E-7 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Hinkley in the chair:

A-13,  
B-47, B-48,  
D-53, D-54, D-55, D-56, D-57, D-58, D-59, D-60, D-61,  
D-62, D-63, D-64,  
E-4, E-5, E-6, E-7.

\* \* \* \* \*

Consideration of the Bills (second reading).



It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading) on the Bills, as amended, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Murray, Ross. - 12.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time:

A-13,  
B-47, B-48,  
D-53, D-54, D-55, D-56, D-57, D-58, D-59, D-60, D-61,  
D-62, D-63, D-64,  
E-4, E-5, E-6, E-7 - CARRIED.

\* \* \* \* \*

City Council adjourned at 10.40 o'clock, p.m.

\* \* \* \* \*

EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its ELEVENTH Report for 1988 and respectfully recommends.

1. (a) That the New Equipment - Park Maintenance Project be proceeded with at an estimated gross cost of \$60 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: The Parks and Recreation Committee approved this project at its meeting held May 3, 1988.

This project is for the purchase of three additional vehicles for the more efficient deployment of the work force.

2. (a) That the Upgrading of Gage Park be proceeded with at an estimated gross cost of \$118 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: This Capital Project was approved by the Parks and Recreation Committee at its meeting held May 3, 1988.

This project involves the upgrading of Gage Park and, in particular, lighting the Perennial Borders as well as landscaping and other design improvements to the Rose Garden and Perennial Borders.

3. (a) That the Sackville Hill Park - Paving of Parking Lot be proceeded with at estimated gross cost of \$60 000, as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: This Capital Project was approved by the Parks and Recreation Committee at its meeting held May 3, 1988.

This project is to provide off street parking for users of this Park.

4. (a) That the Mountain Drive Park - Repairs be proceeded with at an estimated gross cost of \$100 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: This Capital Project was approved by the Parks and Recreation Committee at its meeting held May 3, 1988.

This project involves repairs to this park - primarily made necessary by the movement of the top of the escarpment which has resulted in fences and other features becoming loose and potentially dangerous to the public.

5. (a) That the Brampton Street - Parks 2 Depot and Yard Construction be proceeded with at an estimated gross cost of \$50 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: This Capital Project was approved by the Parks and Recreation Committee at its meeting held May 3, 1988.

This project involves the fencing, stoning, grading and lighting of an area of the Brampton Yard to accommodate the Parks Maintenance function in the east end of Hamilton.



6. (a) That the Mohawk Sports Park - Utility Building be proceeded with at an estimated gross cost of \$24 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the 1988 Capital Levy, Account No. 0376-0298.

NOTE: The Parks and Recreation Committee approved this project at its meeting held May 3, 1988.

The purpose of this project is to increase the funding available for this building from \$198 000 to \$222 000. The building is to provide an office, lunch room, locker rooms and washrooms for staff and tool/equipment storage in this park.

7. (a) That the Mohawk Sports Park - Fieldhouse be proceeded with at an estimated gross cost of \$81 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of financing this project be financed from the Reserve for Capital Projects, Account No. 0280-27.

NOTE: This project was approved by the Parks and Recreation Committee at its meeting held May 3, 1988.

The purpose of this project is to finish the interior of the four remaining, unfinished dressing rooms in this field house.

8. (a) That the New Equipment - Street Flushers be proceeded with at an estimated gross cost of \$180 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the cost of this project be financed from the Reserve for Capital Projects, Account No. 0280-27.

NOTE: The Transport and Environment Committee approved this project at its meeting held May 2, 1988.

This project is shown in the 1988 - 1992 Capital Budget as being financed by the issue of debentures, but because of the ongoing study into leasing equipment and in order to allow Public Works to purchase the equipment without delay, the Committee is recommending the equipment be financed from the Reserve for Capital Projects.

9. (a) That the Construction of the New Mountain Public Works Yard be proceeded with at an estimated gross cost of \$393 000 as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to finance the increased costs for the construction of the New Mountain Public Works Yard from \$1,757,000 to \$2,150,000 an increase in the amount of \$393 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$393 000 for a term not to exceed 15 years.

NOTE: This project was approved by the Transport and Environment Committee at its meeting held May 2, 1988.

10. (a) That subject to the appropriate zoning change and/or Committee of Adjustment approval regarding the proposed use, the West Avenue School be leased to Theatre Aquarius for the three (3) year period July 1, 1988 to July 1, 1991 for an annual all inclusive rental fee of \$30 000.
- (b) That a rental agreement satisfactory to the City Solicitor and Director of Property be entered into between the City and Theatre Aquarius.

NOTE: With the adoption of Section 1 of the Sixth Report of the Planning and Development Committee, City Council at its' meeting on March 29, 1988, denied the demolition of the West Avenue School and requested the Executive Committee to review the future use of the property, including interim uses.

This interim use will facilitate Theatre Aquarius's immediate needs inasmuch as they must vacate there present facilities at Mallwraith School by July 1, 1988. In addition, it will afford staff and the Executive Committee sufficient time to thoroughly study and analyze the various options for the long term use of this facility.

11. (a) That an invitation be extended to the Canadian Football League to hold its 1989 Annual College Draft in the City of Hamilton.
- (b) That an amount of \$5 000 be budgeted in 1989 to cover the City's costs associated with this hosting.

05/10/88

-716-

12. That leave be granted to introduce the following Bill:

(a) Bill A-13 : A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

MAYOR R. M. MORROW, CHAIRMAN  
EXECUTIVE COMMITTEE

J. J. Schatz,  
Secretary

1988 May 5  
/dg



**\* EXECUTIVE COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its **TWELFTH** Report for 1988 and respectfully recommends.

1. (a) That the appropriation for the James Street North Streetscape, Phase V, be increased by \$230 000. from \$1 764 400. to \$1 994 400.
- (b) That the increased cost of \$230 000. for this project be financed by a transfer of \$230 000. from Phase IV of this program with a corresponding reduction of \$230 000. for Phase IV from \$1 429 000. to \$1 199 000.

**NOTE:** With the adoption of Section Fourteen of the Second Report of the Planning and Development Committee, City Council at its meeting held 1986 January 14 authorized this project to proceed at a total estimated cost of \$1 764 400. This estimate was based on actual construction taking place in 1987.

This additional amount of \$230 000. is required due to increased costs as a result of delaying construction from 1987 to 1988.

The Planning and Development Committee approved this increased appropriation at its special meeting held 1988 May 10.

**Respectfully Submitted,**

**Mayor R. M. Morrow, Chairman  
Executive Committee**

J.J.Schatz  
Secretary  
1988 May 10  
/dg

**\* TWELFTH Report of the Executive Committee  
added during Council.**

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1. That an Option to Purchase a parcel of land for the extension of Bow Valley Drive being part of 977 Queenston Road executed by Walter Kohlberger on 1988 April 28th and scheduled for closing on or before 1988 June 28th be APPROVED AND COMPLETED.

It is understood and agreed that the sale of this land is subject to the following terms and conditions which shall not merge on the closing of this transaction but shall survive the registration of the deed on title:

- (a) The subject land is being purchased by the City for roadway and municipal purposes.
- (b) The compensation herein in the amount of \$39 127 represent 50% of the value of the subject land Part 4. In this instance, the City is responsible for the value of the land in the portion of the half street which does not abut the Vendor's land. No compensation is being paid to the Vendor for the remaining land in Part 4, as the Vendor is dedicating this portion of Part 4 to the City in accordance with normal development practice whereby an abutting owner is responsible for one-half the cost of land and services in streets adjoining his land.
- (c) The City will establish a one foot reserve along the westerly boundary of the subject land to recover the cost of services only from the owner of the abutting land.
- (d) The closing of this transaction is conditional upon the Hamilton Street Railway Company and the Regional Municipality of Hamilton Wentworth having accepted an Offer to Purchase from the Vendor for the parcel of Regional owned land approximately 14.6 metres by 130.6 metres.

NOTE: The subject property which is required by the City for roadway purposes is located at the rear of 977 Queenston Road being Part 4, 14 and 15, 62R-8380 having a total area of 1,433.58 square metres (approximately 15,430 square feet). The purchase price of \$39 127 is to be charged to account 0408-361926.

2. (a) That APPROVAL be given for the sale of the public walkway between Garrow Drive and Glenvale Drive from Cranbrook Drive to Greyfriar Drive to the abutting owners as follows:

	<u>Purchaser</u>	<u>Lot Size</u>
(i)	Rolf & Miriam Ruppenthal 265 Cranbrook Drive	5' x 100'
(ii)	Naseem & Saied Mohammed 261 Cranbrook Drive	5' x 100'
(iii)	Sergio & Barbara Zavarise 42 Greyfriar Drive	5' x 100'
(iv)	Paul & Lora Repta 46 Greyfriar Drive	5' x 100'

- (b) That the City Solicitor be directed to prepare a by-law to sell the public walkway in the Gilkson Neighbourhood between Garrow Drive and Glenvale Drive.

NOTE: This parcel of land is a public walkway between Garrow Drive and Glenvale Drive, from Cranbrook Drive to Greyfriar Drive. The sale price of \$1 for each parcel is to be credited to account 0280-02 and is being held by the City Treasurer pending the approval and closing of these transactions. The transactions are scheduled to close 60 days after the enactment of a by-law to stop up, close up and sell the subject walkway.

3. That purchase orders be issued for the supply of labour and equipment for Concrete Cutting and Asphalt Planing, Public Works Department as and when required during 1988 in accordance with specifications issued by the Manager of Purchasing and Vendor's tenders, as follows:

- (a) Hardrock Paving Company, Port Colborne  
Asphalt Planer & Operator - \$105/hour \$25 Travel
- (b) Graff Diamond Products, Brampton  
Concrete Saw & Operator - \$70/hour \$140 Travel

NOTE: Lowest of two (2) tenders received. Funds provided in Pavement Sawing Account #0350-1388.



4. (a) That, the City Streets By-law 9329 be amended to provide that:
- (i) hedges and shrubs and other plant material may be permitted on road allowances provided that any such hedge or shrub or other plant material situated within ten feet of a public sidewalk or curb or edge of a roadway shall not exceed 30 inches in height and shall not overhang the sidewalk, shoulder or roadway; and
  - (ii) trees on the road allowance within ten feet of a public sidewalk curb or edge of a roadway shall be pruned to the trunk for the first eight feet above the ground; and
- (b) That, the following policy be adopted for enforcement of violations of the Streets By-law respecting visibility obstructions caused by hedges:
- (i) Enforcement of the regulation by the Director of Public Works will generally be exercised;
    - 1. at the intersection of two public highways where in the opinion of the Director of Traffic Services, a visibility obstruction affects the safety of the general public; and
    - 2. at non-intersection locations, upon complaint of the abutting owner who is immediately affected by the encumbrance.
  - (ii) Notice of violation shall consist of a field violation notice placed in the mailbox and a follow-up registered letter from the Director of Public Works.
  - (iii) A two week period shall be allowed for the trimming of a hedge or shrub.
  - (iv) At the end of the two week period, the Department of Public Works will visit the site and take whatever corrective action is necessary to comply with the policy, and charge any cost to the owners of the property.
5. (a) That a "One Hour Parking Time Limit" regulation be implemented on the east side of Cathcart Street commencing at Wilson Street and extending to a point 91 feet southerly therefrom; and

- (b) That the existing "Permit Parking" regulation on the east side of West Avenue South, commencing at a point 64 feet north of Young Street and extending to Stinson Street be shortened, such that it commences at a point 64 feet north of Young Street and extends to a point 90 feet south of Stinson Street; and
  - (c) That the maximum number of parking permits for residents abutting West Avenue between Stinson and Young Streets be limited to 7; and
  - (d) That a "One Hour Parking Time Limit" regulation be implemented on the east side of West Avenue South commencing at Stinson Street and extending to a point 90 feet southerly therefrom; and
  - (e) That a "No Stopping Anytime" regulation be implemented on the west side of Caroline Street North commencing at York Boulevard and extending to a point 116 feet southerly therefrom; and
  - (f) That parking be prohibited on both sides of Tanager Court between Meadowlark Drive and the westerly end; and
  - (g) That three-way stop control be implemented at the intersection of Whitney Avenue and Emerson Street; and
  - (h) That four-way stop control be implemented at the intersection of Weir Street North and Dunsmure Road; and
  - (i) That three-way stop control be implemented at the intersection of Clifton Downs and Bonaventure (between Hadeland Avenue and Colgate Court).
  - (j) That four-way stop control be initiated at the intersection of Sterling Street and Forsyth Avenue.
  - (k) That stopping be prohibited on the west side of Chedoke Avenue between Aberdeen Avenue and a point 36 feet southerly therefrom;
  - (l) That City Traffic By-law 66-100 be amended accordingly.
- 6.
- (a) That the existing Residential Boulevard Parking Agreement registered as Instrument No. 380903 A.B. to the property owner at No. 117 Inchbury Street be discharged, at the property owner's expense; and
  - (b) That the City Solicitor be directed to process the documents in relation to the discharge to this agreement; and
  - (c) That the owner of the property be permitted to execute a revised Residential Boulevard Parking agreement.

7. (a) That the agreement being Instrument No. 15816 C.D. registered on 1976 June 25 between the City and Mattina Bros. Hardware and Plumbing Supplies covering a portion of the Robert Street road allowance adjoining 224 James Street North be terminated.
- (b) That Mattina Bros. Hardware and Plumbing Supplies remove all encroachments covered under the Agreement from the Robert Street road allowance within thirty (30) days after written notice is given.

8. That the City Solicitor be authorized and directed to prepare a By-Law to incorporate Part 36, Plan 62M-434 and Block 17, Plan 62M-479 (being 0.30m reserves) into Carriage Drive.

NOTE: The City of Hamilton is the owner of both blocks mentioned above and it is necessary that these blocks be incorporated into Carriage Drive to provide access to the subdivision in the centre (commonly known as Park Plaza Estates Addition) registered as Plan 62M-529.

9. That the application of Meri Oliver, on behalf of the Jamesville B.I.A., requesting permission to temporarily close the east and west curb lanes of James Street, from Murray Street to Barton Street, on Saturday, 1988 May 28, from 7:00 a.m. to 6:00 p.m. be APPROVED subject to the following:
  - (a) That the applicant provide proof of \$1 000 000 public liability insurance, naming the City and Region as added insured parties with a provision for cross liability, and holds the City harmless from all actions, interest, claims demands, costs damages, expenses and loss;
  - (b) That the applicant reimburse the Regional Police, and the Hamilton Street Railway for any extra costs incurred by these agencies;
  - (c) That no property owner or resident within the barricaded area will be denied access to their property upon request;
  - (d) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control, will be subject to the direction of the Regional Police Department and at the expense of the organizing group;



- (e) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City of Hamilton or the Region;
  - (f) That the applicant meet with the Commissioner of Engineering immediately prior to the event to determine the exact location of the sidewalk sale areas, upon consideration of actual construction zones.
  - (g) That only that portion of the curb lanes where metered parking is allowed will be closed off. All no parking, no stopping, loading zones and bus stop areas shall remain open. South of each intersection, appropriate construction lane closure signing should be erected in accordance with the M.T.C. "Traffic Control Manual For Roadway Work Operations".
  - (h) That the applicant be responsible for bagging the meters and erecting the recommended signing.
- 10.
- (a) That the Schedules for the estimated cost of services in "Almas Gardens - Phase 5", as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement.
  - (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered.
  - (c) That in the event the subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
  - (d) That the City's share of the cost of services internal to the subdivision (\$75 722) be approved and that the Executive Committee recommend the source of funding for this project.
  - (e) That the City's share of the cost of services outside the Limits of subdivision (\$139 930) be provided from account number 0408-37340.

NOTE: Copies of the Schedules are available from the Secretary of the Transport and Environment Committee upon request.

11. That the City's share of the cost of sewer and water services, curbs, sidewalks and final roads for "Wellington Chase - Phase 1, Stage 2" be increased by \$6 771 to \$87 489.11 and that the Executive Committee recommend the source of funding for these additional costs.

NOTE: The additional funds are required due to unforeseen rock and soil conditions.

12. That the application of John Locke to close a portion of Forestgate Drive from Appleford Road to #107 Forestgate Drive on Monday, 1988 May 23 from 5:00 p.m. to 9:00 p.m., to hold a neighbourhood picnic, be APPROVED during the pleasure of Council provided:

- (a) That all barricading, signing and traffic control are subject to the supervision and direction of the Regional Police Department and at the expense of the organizing group.
- (b) That clean-up of the street will be carried out immediately following the event and at the expense of the organizing group.
- (c) That no resident within the barricaded area will be denied access to their property upon request.
- (d) That alcoholic beverages are not to be served or consumed on the road allowance.
- (e) That the organizing group shall provide proof of public liability insurance in the amount of \$1 000 000 naming the City of Hamilton as an added insured party with a provision for cross liability and shall hold the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses, and loss.

13. That the following City Streets be temporarily closed from 12:00 p.m. to 4:00 p.m., Sunday, 1988 May 29 in order that Scattolon Cycle International may hold a bicycle race:

- (a) Aberdeen Avenue - from Queen Street to Bay Street
- (b) Bay Street - from Aberdeen Avenue to Herkimer Street.

and be APPROVED during the pleasure of City Council provided:

- (i) That the Council of the Region of Hamilton-Wentworth approve the proposal;

- (ii) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control will be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (iii) That advance temporary road closure signs be installed one week in advance by the City of Hamilton, Traffic Department, on the affected roadways, and at the expense of the organizing group;
  - (iv) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
  - (v) That the applicant provide proof of \$1 000 000 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holds the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
  - (vi) That the applicant reimburse the Regional Police; Department of Engineering; City of Hamilton, Traffic Department and any other agency for any costs incurred by these agencies as a result of this event.
  - (vii) That no property owner or resident within the barricaded area will be denied access to their property upon request.
14. That the application of Mr. J. Ingrassia, Solicitor on behalf of the present owner of 32 Murray Street West, Mr. T. R. Beauchamp, to retain the following inadvertent encroachment consisting of the following:
- (a) On Murray Street West - wooden steps measuring (0.5 m x 1.4 m)
  - (b) On MacNab Street North - Bay window measuring (0.45 m x 2.44 m)
- be approved during the pleasure of City Council provided:
- (i) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (ii) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.



- (iii) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

15. That the application of Ms. P. Yates-McShane, Solicitor on behalf of the present owner of 287 Locke Street South, Eduardo Amaral, to retain the following inadvertent encroachment consisting of a two storey Brick Building measuring,

(a) On Locke Street South - (0.56 m x 9.14 m)

(b) On Stanley Avenue - (0.17 m x 8.08 m)

be APPROVED during the pleasure of City Council provided:

- (i) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (ii) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege
- (iii) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

16. That the application of Mr. P. Cass, Solicitor, on behalf of the present owner of 14 George Street, Ho Da Chan Enterprises Inc., to retain the following inadvertent encroachment consisting of:

(a) 3-1/2 Storey Brick Building (0.05 m x 15.24 m),

be APPROVED during the pleasure of City Council provided:

- (i) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
- (ii) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
- (iii) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

17. That the application of Mr. P. Kennedy, Solicitor, on behalf of the present owner(s) of 14 Oak Avenue, Mr. & Mrs. Neil Kendall, to retain the following inadvertent encroachment consisting of:

(a) Wooden steps (1.22 m x 1.52 m),

be APPROVED during the pleasure of City Council provided:

- (i) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (ii) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
- (iii) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

- \* 18. (a) That the "Hamilton Theatre Inc." be permitted to display promotional banner across Main Street West, in front of City Hall, from 1989 April 24, to 1989 May 1, subject to the policy guidelines, and conditions approved by Council on 1985 October 29, 1986 September 30, and 1987 January 13, with the following message:

"Hamilton Theatre Inc. Proudly Presents  
Little Shop of Horrors"  
April 21, 22, 28, 29 & 30  
May 5 & 6

- (b) That the "Woman's World Organization" be permitted to display a promotional banner across Main Street West, in front of City Hall, 1989 from October 16, to 1989 October 30, subject to the policy guidelines and conditions approved by Council on 1985 October 29, 1986 September 30, and 1987 January 13, with the following message:

"Woman's World '89 - October 27, 28 & 29"

\* Recorded Vote, see page 704

19. That the City of Hamilton accept title to Reserves "A" and "B" on Registered Plan No. 943 and that the City Solicitor be authorized and directed to prepare a By-law to incorporate Reserve "B" into Forbes Street (formerly Franklin Street).

NOTE: When this land was subdivided it was the intention of the Subdivider to deed Reserves "A" and "B" to the City but this did not happen.

The present owner of Reserve "A" is the Subdivider of Registered Plan No. 943 and he is prepared to provide the City with a deed to same.

The present owner of Reserve "B" also owns land to the south thereof known as #11 Forbes Street and he is also prepared to supply the City with a deed to Reserve "B" providing the City incorporates it into Forbes Street.

- \* 20. That the following policy respecting installation of pedestals in established areas for Bell Canada and Cable TV Companies NOT BE APPROVED:

(a) That Bell Canada and Cable TV Companies (utility companies) be permitted to install pedestals on the road allowance upon written permission being obtained from the Commissioner of Engineering for each location and subject to the following conditions:

(i) That after permission has been granted by the Commissioner of Engineering, and prior to the installation, the utility company notify the abutting owner in writing where pedestals are proposed. In the event the abutting owner has concerns which cannot be addressed by the Utility company, then the Commissioner of Engineering shall assist in the discussions to alleviate the concerns.

(ii) That the utility companies be required to install, at their cost, suitable landscaping features (bush, shrub) if requested by the abutting owner, to camouflage the pedestal.

(b) That in all cases, proposed pedestal locations shall be chosen upon consideration of the least visual impact on the abutting property.

\* Section 20 Amended, see page 729 & 730



- (c) That the Cable TV Companies be required to indemnify the City of Hamilton for installations on the road allowance satisfactory to the City Solicitor.

NOTE: THE ABOVE MATTER LOST ON A TIE VOTE AT THE TRANSPORT AND ENVIRONMENT COMMITTEE AND IN ACCORDANCE WITH POLICY IS BEING FORWARDED TO CITY COUNCIL.

21. That leave be granted to introduce the following bills:

- (a) B-47 By-law to Amend By-law No. 66-100 To Regulate Traffic.  
(b) B-48 By-law to Amend By-law No. 66-100 To Regulate Traffic.

- \* 22. Members of City Council are advised that the Transport and Environment Committee at a special meeting held 1988, May 10 endorsed the recommendation of the Finance Committee on the COMPREHENSIVE AUDIT REPORT ON VEHICULAR FLEET MANAGEMENT as contained in section 4 of the NINTH Report of the Finance Committee.

RESPECTFULLY SUBMITTED,

Susan K. Reeder  
Acting Secretary  
1988 May 02

ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE

- \* Section 22 Added during Council  
Recorded Vote, see page 705

- \* Section 20 Amended to Read:

20. That the following policy respecting installation of pedestals in established areas for Bell Canada and Cable TV Companies BE APPROVED.

- (a) That Bell Canada and Cable TV Companies (utility companies) be permitted to install pedestals on the road allowance upon written permission being obtained from the Commissioner of Engineering for each location and subject to the following conditions:

- (i) That after permission has been granted by the Commissioner of Engineering, and prior to the installation, the utility company notify the abutting owner in writing where pedestals are proposed. In the event the abutting owner has concerns which cannot be addressed by the Utility company, then the Commissioner of Engineering shall assist in the discussions to alleviate the concerns.
- (ii) That the utility companies be required to install, at their cost, suitable landscaping features (bush, shrub) if requested by the abutting owner, to camouflage the pedestal.
- (b) That in all cases, proposed pedestal locations shall be chosen upon consideration of the least visual impact on the abutting property.
- (c) That the Cable TV Companies be required to indemnify the City of Hamilton for installations on the road allowance satisfactory to the City Solicitor.

NOTE: THE ABOVE MATTER LOST ON A TIE VOTE AT THE TRANSPORT AND ENVIRONMENT COMMITTEE AND IN ACCORDANCE WITH POLICY IS BEING FORWARDED TO CITY COUNCIL.

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its TWELFTH Report for 1988 and respectfully recommends:

1. That an amount of \$10 000 be approved for the Victoria Park Community Homes Management Exterior Recreation Facility Project to assist in developing a parcel of vacant land on Oxford Street, which is adjacent to the Victoria Park Community Centre, for use by the Neighbourhood and general public. Funds for this grant to be derived from the Parks Development Funds.

NOTE: For the information of the members of City Council, the Parks and Recreation Committee have authorized Alderman Cooke to work with the Victoria Park Community Homes Management, staff and all those concerned to work on the details of this Project and report back to the Committee.

2. That permission be granted to the Hamilton and District Federal Liberal Association to hold a barbeque in Gage Park on the occasion of their Fund Raising Barbeque to be held on 1988 June 12.
3. That permission be granted to the Sherwood Centre Youth Bowling Council, to hold a barbeque at William Bethune Park on the occasion of their annual picnic on Sunday, 1988 June 19 from 12:00 noon to 4:00 p.m.
4. That the account of Ross and McBride, Barristers and Solicitors dated 1988 February 29 in the amount of \$11 450 for fees and \$316.85 for disbursements for a total of \$11 766.85 be paid. This account covers services to 1988 February 29.

NOTE: This involves a Supreme Court of Ontario application by the neighbours of the Bernie Arbour Stadium, who asked for a Judicial determination that the City could not use the Bernie Arbour Stadium for the purpose of a professional baseball franchise. This matter was heard on 1988 March 8 and the application was denied by Judge Borkovich. Ross and McBride have tendered their account for \$11 766.85. The City was awarded costs by Judge Borkovich but the costs have not yet been formally assessed.



5. That the maximum contract amount of \$19 000 for engineering consultant services with respect to the Scott Park Arena Renovations be increased by \$6 000 to a new maximum amount of \$25 000.

NOTE: The additional \$6 000 (\$25 000 - \$19 000) allotted to the Consultant Engineering account reduces the project contingency. The total project Class "B" estimate remains unchanged at \$569 000 which was previously approved.

6. (a) That approval be given to the Terms of Reference for the preparation of the Open Space Recreation Master Plan in the Red Hill Creek Valley, attached hereto and marked Appendix "A" and
- (b) That the Park and Recreation Committee (City of Hamilton) request the Freeway Committee (Region of Hamilton-Wentworth) to fund this study at a cost of \$45 000 from the Freeway budget. This cost to be deducted from the City's reimbursement for the sale of land to the Region for the Freeway purposes when this transaction takes place.

NOTE: The Regional Municipality of Hamilton-Wentworth is now proceeding with the Red Hill Creek Roadway project, and the development of the Open Space Master Plan for this area should be carried out during the same planning period as the roadway project.

For the information of the members of City Council, the Parks and Recreation Committee have established an Open Space Recreation Master Plan Steering Committee under the Chairmanship of Alderman R. Wheeler. Aldermen from Wards 4, 5 and 6 will be asked to serve on this Committee and all members of City Council will be invited.

7. That purchase orders be issued for the supply and delivery of various Fertilizers for the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders as follows:

- (a) Chipman, A Business Unit of C.I.L. Inc. Stoney Creek  
in the amount of \$37 954.34
- (b) McCracken Golf Supplies Inc., Rexdale  
in the amount of \$33 500

NOTE: Lowest acceptable of three (3) tenders received. Funds provided in Various Operating Supplies Accounts.

8. That the City exercise its option to renew the contract with Bobby Lawn Inc. in the amount of \$61 591.28 plus \$29.50 per acre for boom and/or hand spraying various parks during 1988 in accordance with specifications issued by the Manager of Purchasing and the Vendor's tender.

NOTE: Lowest of four (4) tenders received. Funds provided in the Weed and Fertilizer Account #0364-3619.

9. That purchase orders be issued for the supply and installation of Creative Playstructures, Various Locations, for the Culture and Recreation Department, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows:

- (a) Henderson Recreation Equipment, Norwich  
In the amount of \$18 410.18 - Stinson Public School

NOTE: Lowest acceptable of four (4) tenders received. Funds provided in Stinson Public School Account #0408-X4-5181.

- (b) Henderson Recreation Equipment, Norwich  
In the amount of \$11 500 - Burkholder Park

NOTE: Lowest of four (4) tenders received. Funds provided in Burkholder Park Account #0408-X4-5881.

- (c) Paris Playground Equipment, Paris  
In the amount of \$11 361.38 - Linden Park School

NOTE: Lowest of four (4) tenders received. Funds provided in Linden Park School Account #0408-X4-5981.

- (d) Paris Playground Equipment, Paris  
In the amount of \$10 979.55 - Central Public School

NOTE: Lowest of four (4) tenders received. Funds provided in Central Public School Account #0408-X4-5191.

- (e) Belair Recreational Products, Brantford  
In the amount of \$7 700 - McQueston Park

NOTE: Lowest of four (4) tenders received. Funds provided in McQueston Park Account #0408-X4-5951.

10. (a) That the "West End Wringers" Club be granted permission to utilize an area of the Coronation Park, Macklin Street North, for purposes of installing two (2) Horseshoe pitches.
- (b) That an area designated for this purpose, approximately 60 feet by 30 feet, be satisfactory to the staff of the Parks Division and Culture and Recreation Department.
- (c) That any costs associated with the development of same, be met by the Club.
- (d) That permission be granted to this Club for priority use of the pitches, at those times requested, and between the period of April and October of each year.
- (e) That the Club be required to obtain \$1 000 000 Public Liability Insurance, naming the City of Hamilton as insured.

NOTE: The "West End Wringers" is an informal Social Club which previously operated on property in West Hamilton owned by the TH & B Railway. This has since been purchased by a developer and is no longer available to the Club.

The Club has been formed as a non-profit organization to provide recreation for its members, and to generate funds for suitable Hamilton charities. Over the years, several hundred dollars have been distributed to local charities, while providing healthful recreation for members and friends.

The Club is most agreeable to providing support in the areas of development and improvements to the property, policing of trash, and submission of an annual financial statement.

RESPECTFULLY SUBMITTED,

Susan K. Reeder  
Acting Secretary

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

1988 May 03  
Attach.



Appendix "A"

PROPOSED FINAL DRAFT

TERMS OF REFERENCE

Preparation of an Open Space Recreation Master Plan  
for the  
Red Hill Creek Valley

A. INTRODUCTION

In October 1985, the Joint Board appointed pursuant to the Consolidated Hearings Act, 1981 rendered its decision approving the construction of a new roadway connecting Hwy. 403 and Ancaster to the Queen Elizabeth Way in the eastern portion of the City of Hamilton. In February 1987, the Provincial Cabinet endorsed the decision of the Joint Board.

The Regional Municipality of Hamilton-Wentworth is now proceeding with the implementation of this major roadway project which will be undertaken in three stages:

Stage 1 Upper Gage Ave. to King St.

Stage 2 King St. to Brampton St.

Stage 3 Upper Gage Ave. to Highway 403

Most of the construction of the proposed North/South alignment of the proposed roadway will take place within the Red Hill Creek Valley. In spite of the proposed roadway project, significant portions of the valley will be available for open space and recreational purposes and the City of Hamilton therefore decided to invite proposals from qualified consultants to undertake the preparation of an Open Space - Recreation Master Plan for the Red Hill Creek Valley.

### A.1 THE STUDY AREA

The study area, comprised of the Red Hill Creek Valley running from the Queen Elizabeth Way southerly to the escarpment and beyond to Rymal Road on the South and to Upper Gage Avenue on the West. The Red Hill Creek Valley forms a natural physical barrier running in a north south direction between the Niagara Escarpment and Lake Ontario. The valley is strattled by a number of City and Regional Streets as well as two railway lines and it crosses the Niagara Escarpment at what is known as Albion Falls. There is approximately 700 acres of Publicly owned land in this study area which is under the ownership of various public agencies including the Regional Municipality of Hamilton-Wentworth, the City of Hamilton, the Hamilton Region Conservation Authority and both CN and CP Railways. The limits of the study area and respective ownerships are shown on the attached plan.

### A.2 BACKGROUND INFORMATION

The study area is mostly undeveloped and comprises the river valley and escarpment lands associated with Red Hill Creek. Some components of the valley are currently developed, including the following:

Golf Course and Ski Area - A  $\pm$  180 acre property located directly south of Greenhill Avenue.

Sports Fields - A  $\pm$  76 acre property in two locations at the end of Greenhill Avenue both to the north and south, also directly north of King St. at Lawrence Rd. west of the Creek.

The balance of the valley acreage including the lands owned by the Conservation Authority is undeveloped except for parking facilities, trails and roadways leading into the area. A portion of the Bruce Trail runs through the valley.

### A.3 STUDY OBJECTIVES

The basic objectives of this project are:

1. To identify and evaluate conceptual development alternatives for the

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#### A.3 STUDY OBJECTIVES

The basic objectives of this project are:

1. To identify and evaluate conceptual development alternatives for the



Red Hill Creek Valley Lands with a view to maximizing the open space beyond the highway corridor for recreational purposes.

2. To determine a preferred conceptual development plan for the Red Hill Creek Valley complete with sufficient site planning and design detail, costs, servicing requirements, and other pertinent information necessary to proceed to the final design and construction phase.
3. To establish landscape and architectural design criteria which will serve both the present and future development, enhance existing facilities and visually unify the various open space and recreational components with that of the roadway development.
4. To insure the proper integration of the proposed roadway facility with the recreational and open space objectives of the valley.
5. To consider management alternatives and to recommend a preferred management strategy.

#### A.3 SPECIFIC PROJECT TASKS

- 1) The consultant shall become familiar with the Red Hill Creek Valley as a whole and its urban environs including construction details of the proposed roadway facility.
- 2) The consultant shall review all available background information pertinent to the Red Hill Creek Valley.
- 3) In conjunction with the Technical Committee, the consultant shall prepare three conceptual development plan alternatives. Each alternative shall take into account, but not necessarily be limited to, the following items:
  - Visual impact of the proposed highway
  - Flooding and erosion problems

- Existing land ownership pattern
- Recreational uses that may be appropriate for the valley as a whole and specific valley components
- Servicing requirements, e.g. roads, parking, hydro, water, sewage, etc.
- Compatibility with existing adjacent developments
- Winter use and off season possibilities
- Evidence of public demand
- Effects on wildlife
- Public support for the proposal
- Development, operation and maintenance costs
- Phasing opportunities
- Management approach

4) The relative merits of the above referred to 3 development alternatives shall be evaluated and in conjunction with an initial assessment, the consultant shall develop a preferred concept plan. Related text and accompanying plans shall provide the City of Hamilton with the following information:

- An overall plan of the valley showing existing proposed developments and uses at a scale of \_\_\_\_\_
- Specific proposed developments are to be shown separately on plans at a scale of \_\_\_\_\_
- Typical landscape and architectural details of proposed and modifications to existing facilities are to be shown on plans at a scale of \_\_\_\_\_
- The text is to include a brief review of the alternatives considered and the reasons why the preferred alternative was selected. On the selected alternative, details cost estimates, phasing schedules and written documentation on the full range of recommended items are to be included.

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- The text is to include a brief review of the alternatives considered and the reasons why the preferred alternative was selected. On the selected alternative, details cost estimates, phasing schedules and written documentation on the full range of recommended items are to be included.



- 5) A management approach to implement the selected Master Development Plan is to be recommended. Currently the City of Hamilton and the Conservation Authority own and manage specific portions of the valley.
- 6) The recreation master plan must be co-ordinated with the drainage study. The drainage study is considering vacant public lands for storm water retention facilities.
- 7) Twenty (20) copies of all interim reports, plans, drawings, etc. and thirty five (35) copies of the final report, which shall include photo reduced copies of plans and sketches, shall be made available to the City. Two sets of final drawings and sketches at the recommended scale are to be supplied. In order for the City to reproduce additional copies of plans and sketches, the consultant is to submit one complete set of sepias.

#### A.4 ORGANIZATION

##### 1) TECHNICAL COMMITTEE

The consultant will work with the Technical Committee. This committee will give overall direction to the consultant. The committee will consist of non-elected representatives of the following organizations:

- City of Hamilton Culture and Recreation Department
- City of Hamilton Public Works Department (Parks Division)
- Regional Municipality of Hamilton-Wentworth (Transportation Services Department)
- Hamilton Region Conservation Authority
- Niagara Escarpment Commission

The Technical Committee will report its findings to their respective organizations. The Council of the City of Hamilton will be the organization that will give final approval to the Master Plan Study.

2) EXISTING AVAILABLE INFORMATION

The following information and documents will be made available to the selected consultant:

- A Recreation Master Plan prepared by Ecologists Ltd., January, 1981
- A land use study undertaken by the "Save the Valley" committee (1982)
- The City of Hamilton Leisure and Master Plan prepared by DuToit Associates Ltd. (1985)

3) GENERAL APPROACH

- a. Carry out an inventory of the present public open space and assess the potential type of recreation use suitable given the existence of the roadway.
- b. Carry out an assessment of the forecast recreational needs for the area on a neighbourhood, district and regional level.
- c. Identify the constraints and opportunities provided by the inventory and assessment activities.
- d. Develop optional plans.
- e. Develop an assessment of the options incorporating the comments of the affected agencies and the general public.
- f. Select a preferred option and prepare a detailed implementation plan with costs recognizing the proposed roadway construction staging.

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- f. Select a preferred option and prepare a detailed implementation plan with costs recognizing the proposed roadway construction staging.



#### 4) STUDY PERIOD

It is anticipated that the consultant will be engaged by the City of Hamilton some time in the spring of 1988. The selected consultant will be expected to complete the study within an eight month period.

### B SCOPE OF CONSULTANT SERVICES

#### B.1 CONSULTANTS SERVICE

The proposal to be made by the consultant is to be based on a total all inclusive budget not exceeding \$45,000.

In the proposal, consultants are to break down costs in terms of the following study components:

1. Preparation of discussion paper on alternatives
2. Preparation of preferred concept plan
3. Public participation component
4. Meetings
5. Subconsultant fees
6. Report preparation
7. Printing and binding
8. Disbursements and contingencies

If subconsultants are proposed, a brief description on same is to be included.

Proposals shall be brief but in sufficient detail to indicate the qualifications and creative design abilities of the consultant.

All consultants invited to submit a proposal are to meet on site beforehand to discuss the project with key staff members and to inspect the more significant components of the Red Hill Creek Valley. Arrangements for such a meeting will be made by the City of Hamilton (Public Works Department).

## B.2 QUALIFICATIONS OF CONSULTANT

Considering the nature of the project, it is suggested that a consultant team be assembled with expertise in but not necessarily limited to the following:

- Landscape architecture
- Architecture
- Recreation planning and leisure research
- Tourism
- Financial management
- Marketing

## B.3 MEETINGS

During the study process, the consultant shall conduct two public meetings, costs of newspaper advertisements and the rental of a meeting room shall be paid for by the City of Hamilton.

In addition to the public meetings, the consultant will be required to attend at least five (5) meetings of the Technical Committee, two (2) meetings of the City of Hamilton Parks and Recreation Committee, and one (1) meeting of the Conservation Areas Advisory Board of the Conservation Authority. The consultant will also be required to attend one (1) City and one (1) Regional Council meeting to present the final plan. The above outline of meeting requirements is an estimate only. Should additional meetings be required, the consultant will be expected to attend these meetings without additional remuneration.

## B.4 CONTRACT REQUIREMENTS

The selected consulting firm will be expected to enter into an agreement with the City of Hamilton specifying terms of reference, consulting fee schedules, upset limits and a time schedule or flow chart.

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B.5 PROPOSAL DEADLINE

Ten (10) copies of the proposal are to be received on or before  
1988, 1 p.m. local time. Proposals are to be submitted to

City of Hamilton  
71 Main St. W.,  
Hamilton, Ontario  
L8N 3T4

Attention: Mr. R. C. Nutley, Manager of Parks,  
Public Works Department.

Following receipt of the proposals, City of Hamilton staff will contact  
interested consultants for the purpose of arranging an interview.

The City of Hamilton reserves the right to accept or reject any and all  
proposals and to amend, vary or negotiate any items of these terms of  
reference generally or with any individual consultant who has submitted a  
proposal.

B.6 MISCELLANEOUS

Consultants are advised that these terms of reference may be subject to  
minor modifications. Final terms of reference will be given to the selected  
consultant before the project proceeds.

For additional information or other inquiries, please contact Mr. R. C.  
Nutley, Manager of Parks, Public Works Department, City of Hamilton, 71 Main  
St. W., Hamilton, L8N 3T4

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its ELEVENTH Report for 1988 and respectfully recommends:

1. That the Building Commissioner be authorized to issue demolition permits for the demolition of the following properties.
  - (a) 99 Arbour Road
  - (b) 407 Sherman Avenue North
  - \* (c) 447 King Street East
2. That two members of the Committee of Adjustment be authorized to attend the 1988 Annual Conference of the Ontario Association of Committees of Adjustment and Consent Authorities to be held for three days in June in Cornwall, Ontario, at an expense not exceeding \$680.00 each, to be charged to account 0321-0291 - Legislative Travelling.
3.
  - (a) That, By-law 81-47 appointing the Ottawa Street Business Improvement Area Board of Management be amended to delete the following names: Mr. Mike Cole, Mr. Chuck Weber, Mr. Steve Konstantinidis, Mr. Trent Richer, and add the following names: Mr. Don Ferrell, Ms. Lorraine Baker and Mr. Ed Widerman.
  - (b) That, the City Solicitor be authorized and directed to amend By-law 81-47 pursuant to (a) above.
4. That an Offer to Purchase the lands of the Corporation of the City of Hamilton duly executed on 1988 April 14 by the Purchaser, Ironwood Design & Construction Ltd. and scheduled for closing on 1988 July 17, BE APPROVED AND COMPLETED.

NOTE: The purchase price is \$89,488. and the funds are to be credited to Account 0280-02 - Reserve for Property Purchases. A deposit cheque in the amount of \$8,948. is being held by the City Treasurer pending Council approval.

\* Section 1(c) added during Council

The property is composed of a parcel of land located on the southern limit of Keefer Court having a frontage of 87.652 metres (287.57 feet) by a depth of 59.496 metres/74.303 metres (195.19 feet/243.77 feet) and containing an area of 4,527 metres squared (1.1186 acres) and more particularly described as Part 11, Plan 62R-6188 (26 Keefer Court).

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto and marked APPENDIX "A".

5. That the Corporation of the City of Hamilton accept the sum of \$6,900. as cash payment in lieu of 5% dedication in connection with "WENTWORTH PLACE - PHASE 1", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located south of Limeridge Road and west of Upper Wentworth Street in the Crerar Neighbourhood, Hamilton.

6. For the information of the members of City Council, the Planning and Development Committee has APPROVED the replacement of Bob Jacecki by Suzan E. Fraser as a representative of the McMaster Student Union on the Task Force on Student Housing.

7. (a) That APPROVAL be given to the "Intent to Designate" the West Avenue School as a property of Historical and Architectural Value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation, herewith attached and marked APPENDIX "B".  
(b) That the City Solicitor be authorized and directed to take the appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

- \* 8. That the recommendation of the Local Architectural Conservation Advisory Committee to approve the "Intent to Designate" the Zeller's Building at 22-26 James Street North as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, and as outlined in the "Reasons for Designation" herewith attached and marked APPENDIX "C" BE DENIED.

\* Recorded Vote, see page 706



9. That Zoning Application 88-03, Todar Pruv, owner, requesting a change in zoning from "E" (Multiple Dwellings, Lodges, Club, etc.) District to "G" (Neighbourhood Shopping Center) District, to permit the redevelopment of the subject lands for a restaurant having a seating capacity of 36 persons, for the property located at No. 802 Concession Street as shown on the attached map marked as APPENDIX "D", BE DENIED for the following reasons:
- (a) the block face between Thirty-Third and Thirty-Fourth Streets is both designated in the Official Plan and used for residential purposes (single family dwellings and a multiple dwelling) and therefore, the restaurant represents an intrusion of a commercial use into an established residential area and it does not comply with the Official Plan.
  - (b) the restaurant would have a negative impact in terms of noise, parking and potential odours on the surrounding residential uses.
  - (c) it sets an undesirable precedent for future similar redevelopment applications.
10. (a) That APPROVAL be given to Subdivision Application 88-01, Dussin Quality Homes, owner, to establish a draft plan of subdivision on the west side of Upper Gage Avenue north of Sinena Avenue, subject to the following conditions:
- (i) That this approval apply to the plan prepared by MacKay, MacKay and Peters Limited, dated 1987 October 20, showing 12 lots, one Block (Block "13") as a widening and one Block (Block "14") for development with adjacent lands, revised to add street curves at the cul-de-sac bulb.
  - (ii) That the street and the street widening (Block "13") be dedicated as public highways on the final plan.
  - (iii) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
  - (iv) That the final plan conform with the Zoning By-law approved under the Planning Act.
  - (v) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.

- (vi) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
  - (vii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.
  - (viii) That Block "14" be developed only in conjunction with abutting lands.
  - (ix) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
  - (x) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
  - (xi) That a satisfactory fence be erected at the southerly boundary of Lots 1, 2, 3, 4 and 5.
- (b) That a Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-88-01), Dussin Quality Homes, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

11. That APPROVAL be given to Zoning Application 88-05, Antonio Dussin, owner, for a change in zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District for property located at No. 1556 Upper Gage Avenue, as shown on the attached map marked as APPENDIX "E" on the following basis:

- (a) That the subject lands be rezoned from "L-mr-1" (Planning Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-38D;
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

- (d) That the Eleanor Neighbourhood Plan be amended by redesignating the subject lands from "Attached Housing" to a "Single and Double" Residential land use designation and by the addition of the proposed cul-de-sac to the street pattern.

NOTE: The purpose of the By-law is to provide for a change in zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District, for lands located at No. 1556 Upper Gage Avenue.

The effect of the By-law is to permit development of the subject lands for the purposes of establishing single-family dwellings.

12. That the Bruleville Neighbourhood Plan attached hereto and marked APPENDIX "F", BE APPROVED.
13. That APPROVAL be given to Zoning Application 87-41, Joe Ng, prospective owner, requesting a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, for property located at No. 864 Upper Wentworth Street, as shown on the attached map marked as APPENDIX "G" on the following basis:
- (a) That the lands described as Block 1 be rezoned from "AA" (Agricultural) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;
  - (b) That the lands described as Block 2 be rezoned from "C" (Urban Protected Residential, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;
  - (c) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations as contained in Section 11 of the Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variances as special requirements:
    - (i) Notwithstanding Section 11.(2) of By-law No. 6593 no building or structure shall exceed six storeys in height.
    - (ii) Notwithstanding Section 11.(5) of By-law No. 6593 the density of development shall not exceed 60 dwelling units.



- (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1076, and that the subject lands on Zoning District Map E-18 be notated S-1076;
- (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-18;
- (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (g) That approval of this amending By-law be conditional upon City Council's adoption of changes to the Bruleville Neighbourhood Plan to redesignate the subject lands from "Single and Double" residential to a "Medium Density Apartment" land use designation.

NOTE: The purpose of the By-law is to provide for the following changes in zoning for property located at No. 864 Upper Wentworth Street:

- Block 1 - Change from "AA" (Agricultural) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;
- Block 2 - Change from "C" (Urban Protected Residential, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District.

The effect of the By-law is to permit a 60 unit apartment building having a maximum height of 6 storeys.

14. That APPROVAL be given to Subdivision Application 87-34, "Hunter's Green", Hampton Court Management Inc., owner, to establish a draft plan of condominium located on the south side of Main Street East, west of Erie Avenue and east of Tisdale Street South, subject to the following conditions:

- (a) That this approval apply to the plan prepared by A. J. Clarke and Associates, dated 1987 November 3.
- (b) That the owner agree in writing to satisfy all financial requirements of the Regional Municipality of Hamilton-Wentworth.

15. That APPROVAL be given to Subdivision Application 88-07, "Stonecliff Place", Ablaka Developments Limited, owner, to establish a draft plan of condominium located on the south side of Bigwin Road, west of Pritchard Road and east of Anchor Road, subject to the following condition:
- (a) That this approval apply to the plan prepared by A. J. Clarke and Associates Limited, dated 1988 February 17.
16. That APPROVAL be given to Subdivision Application 88-08, "The Polo Club", Galwan Canada Limited, owner, to establish a draft plan of condominium located at the south side of Duke Street, west of Park Street, north of Robinson Street and east of Bay Street, subject to the following conditions:
- (a) That this approval apply to the plan prepared by S. W. Woods Inc., dated 1988 February 19.
- (b) That the owner agree in writing to satisfy all financial requirements of the Regional Municipality of Hamilton-Wentworth.
17. That the City Clerk inform the Regional Municipality of Hamilton-Wentworth that the proposed amendment to the Hamilton-Wentworth Official Plan to permit a private high school in the Rural Policy Area of the Town of Ancaster (Proposed Amendment No. 33), does not conflict with the planning intentions of the City of Hamilton.
- NOTE: The proposed amendment to the Hamilton-Wentworth Official Plan would permit the development of a private high school at the south-west corner of Highway No. 53 and Glancaster Road in the Rural Policy Area of the Town of Ancaster.
18. That leave be granted to introduce the following Bills:
- (a) Bill D-53 A By-law to amend Zoning By-law No. 6593 respecting land located at the north-east corner of Upper Paradise Road and Stone Church Road West.

- (b) Bill D-54 A By-law to repeal Zoning By-law No. 87-334 and By-law No. 87-293, adopting Official Plan Amendment No. 51 respecting lands located on the west side of Upper Sherman Avenue in the area north of Limeridge Road East and land located at Municipal No. 1094 Upper Sherman Avenue.
- (c) Bill D-55 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 270 Main Street West.
- (d) Bill D-56 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1300 Garth Street.
- (e) Bill D-57 A By-law to amend Zoning By-law No. 6593 respecting land located at the north-west corner of Rockland Avenue and Rymal Road East.
- (f) Bill D-58 A By-law to amend Zoning By-law No. 6593 respecting lands located on the east side of Upper Gage Avenue, in the area between Anna Capri Drive and Goldengate Avenue.
- (g) Bill D-59 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 42 Beland Avenue South.
- (h) Bill D-60 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 110 Mohawk Road East.
- (i) Bill D-61 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1060 Rymal Road East.
- (j) Bill D-62 A By-law to adopt Official Plan Amendment No. 57 respecting lands located at Municipal Nos. 849 and 853 Upper Wentworth Street.
- (k) Bill D-63 A By-law to adopt Official Plan Amendment No. 56 respecting lands located at the rear of Municipal Nos. 1489 to 1545 Upper James Street in the Ryckmans Neighbourhood.



- (1)      Bill D-64      A By-law to amend Zoning By-law No. 6593  
respecting lands located at Municipal Nos.  
1489 to 1545 Upper James Street.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

Mrs. Susan K. Reeder  
Secretary  
1988 April 27

- 1(a) -

6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:

- (a) to pay municipal, realty and business taxes;
- (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
- (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
- (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
- (e) to pay building permit application fee;
- (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
- (g) to pay for the connection of all utilities to the premises;
- (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
- (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
- (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.

6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.

6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:

1. That the grantee shall commence construction of a building, having a minimum building area of 10,000 square feet, upon the hereinbefore described land by not later than January 17th, 1989.

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.

2. That the grantee shall complete construction of the said building not later than January 17th, 1990.

The building is considered complete upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.

Continued.....1(b)

(For Non-Land Titles, June, 1983)

Appendix "A" as referred to in Section 4 of the ELEVENTH Report for 1988 of the Planning and Development Committee.

- 1(b) -

3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.

6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.



## REASONS FOR DESIGNATION

### WEST AVENUE SCHOOL 255 West Avenue North

The present West Avenue school building, which includes the original 1885 school and several later additions, is situated at the south-west corner of West Avenue North and Barton Street East, across from the Hamilton General Hospital. This Victorian school is an important local landmark on the commercial thoroughfare of Barton Street East and the residential street of West Avenue.

The original West Avenue School was designed by Hamilton architect Lucien Hills. Its basic design - the cubic form, hipped roof and central tower - was typical of the public schools designed by Hamilton architects in the 1870s and 1880s. A unique feature of Hill's design is the arched pediment which originally had bracketed eaves. Other noteworthy features include the bracketed wooden cornice, the decorative brick quoining, corbelling and string courses, the stone framed circular window and the tall open belfry (removed in 1952).

The original school was substantially enlarged in 1921 by a compatible rear addition (four classrooms) designed by Witton & Walsh. The building's attractive facade has, however, since been obscured by the addition of a gymnasium (1952) and a metal-clad stairwell (1974). Other significant alterations include the removal of the belfry and changes to the arched pediment, which entailed shortening the returned eaves and removing all the brackets.

West Avenue School was the fifth of eleven public schools built in Hamilton during the nineteenth century. It was also the first to be erected in the city's rapidly growing north-eastern section, characterized by industrial development to the north of Barton Street and residential development to the south. Across from West Avenue School on the north side of Barton Street was the first City Hospital (now part of the Hamilton General complex), completed in 1882 and also designed by Lucien Hills.

West Avenue School is one of only four nineteenth century Hamilton public schools still standing. The original school building, with its 1921 addition, has survived largely intact despite insensitive additions and alterations to the main facade.

Important to the preservation of West Avenue School is the retention of all four exterior facades, excluding the gymnasium and stairwell additions, but including the hipped roof with its cupola and dormers, the central tower with its arched pediment, circular window and carved stone "West Avenue School" sign, and the two-over-two, double-hung windows.

Appendix "B" as referred to in Section 7 of the ELEVENTH Report for 1988 of the Planning and Development Committee.

Reasons for Designation

## THE ZELLER'S BUILDING

22-26 James Street North

The Zeller's building at the south-east corner of James Street North and King William Street was erected in 1929 to accomodate Schulte-United Ltd., an American-owned five-and-dime store. The building has been owned by its Canadian successor, Zeller's Ltd. since 1932 and is historically important for its long association with this Canadian chain department store, established by Walter P. Zeller in 1931.

With its double corner facade and striking ornamental brick and stone work the Zeller's building makes a valuable contribution to two of the City's most important historic commercial streetscapes - James Street North and King William Street (both identified as potential Heritage Conservation Districts). Now facing Lloyd D. Jackson Square, it once had an even more prominent site across from Market Square and the old City Hall, demolished in 1959.

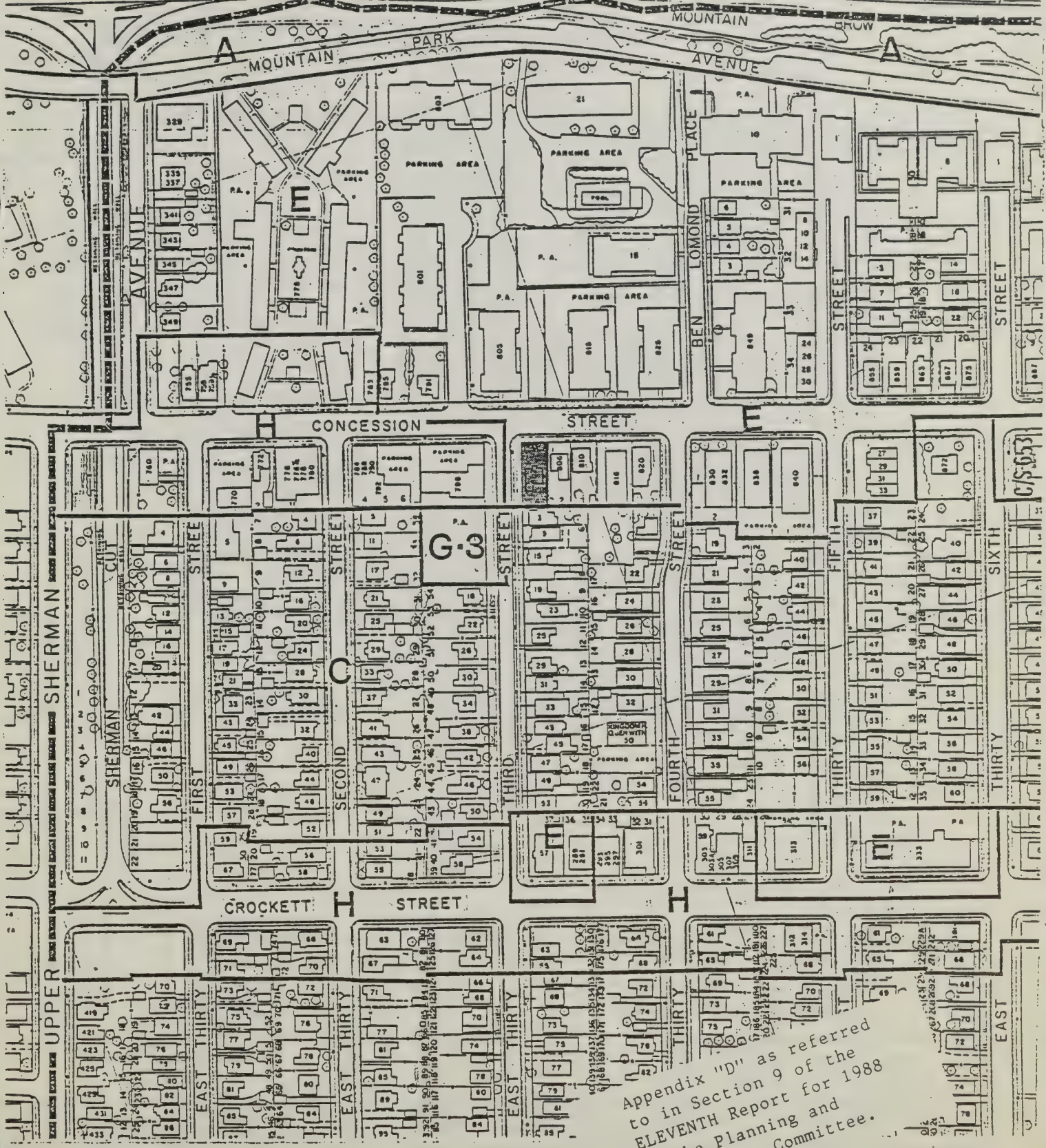
The original Schulte-United store was designed by the well-known Hamilton architect, William J. Walsh. Subsequent alterations and additions for Zeller's included a complete remodelling of the ground floor store entrances and display windows. The present metal, glass and vitrolite store front with its curved canopy over the corner entrance, was characteristic of the "modernistic" style adopted by Zeller's in the nineteen-forties and fifties.

The original brick and stone facades designed by Walsh constitute a good example of Canadian commercial architecture dating from the 1920s, which was still characterized to a large extent by traditional cladding materials and historically-derived ornamentation. Gothic-inspired stone piers rise from foliated corbels and terminate in ornamental finials which display the Schulte-United crest bearing the letter "S". Other noteworthy elements of the upper storey include the large tripartite windows with stone sills and lintels, the truncated corner forming a bay window, and the basket-weave patterned brickwork above the windows.

Of particular importance to the preservation of the Zeller's building are the brick and stone elements of the two street facades, including the one-storey King William facade but excluding the second storey rear addition.

Appendix "C" as referred to in Section 8 of the ELEVENTH Report for 1988 of the Planning and Development Committee.



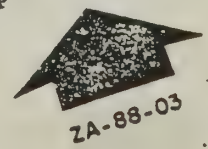


**LEGEND**



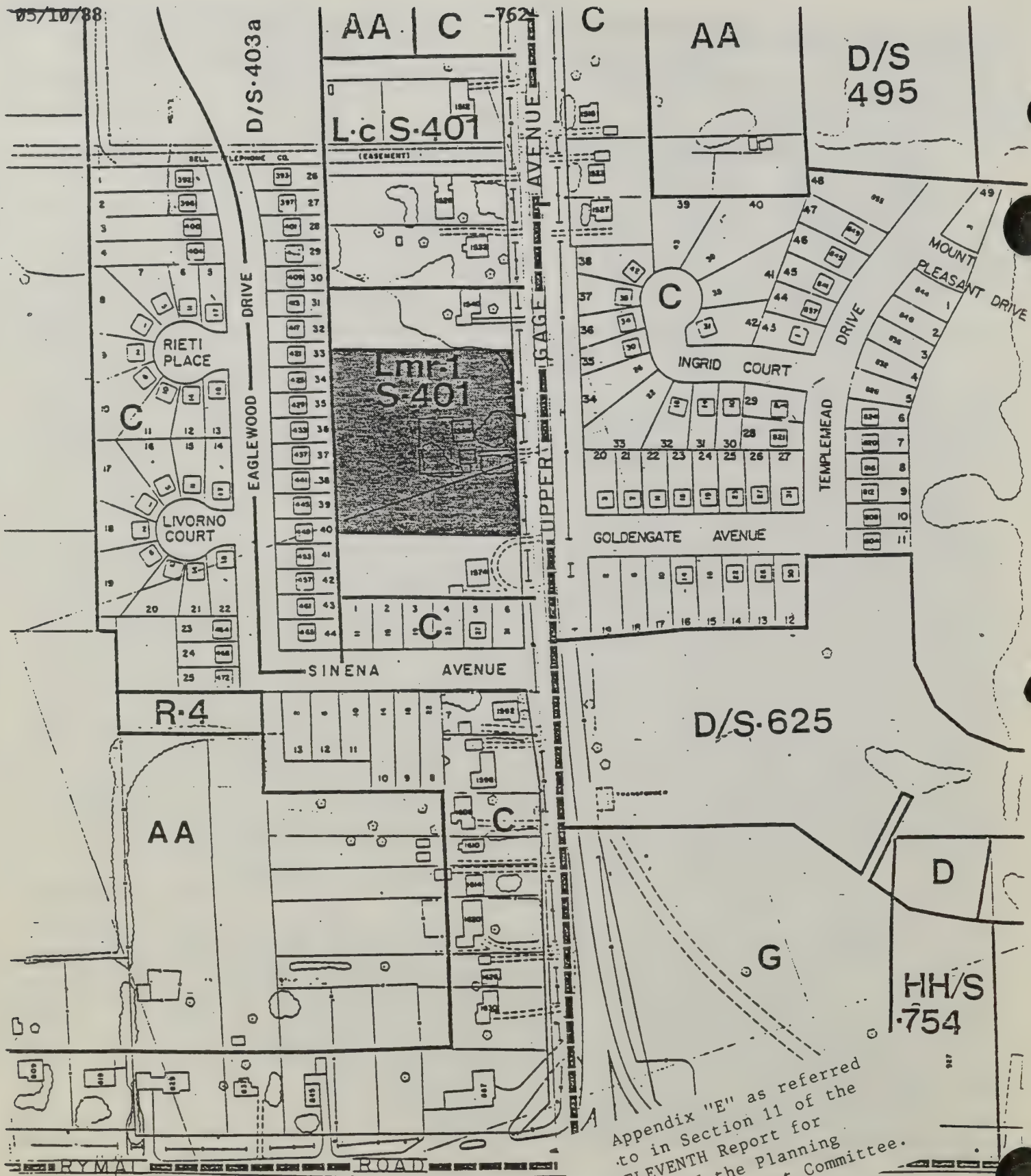
SITE OF THE APPLICATION

Appendix "D" as referred  
to in Section 9 of the  
ELEVENTH Report for 1988  
of the Planning and  
Development Committee.





05/10/88

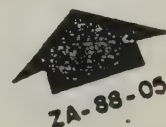


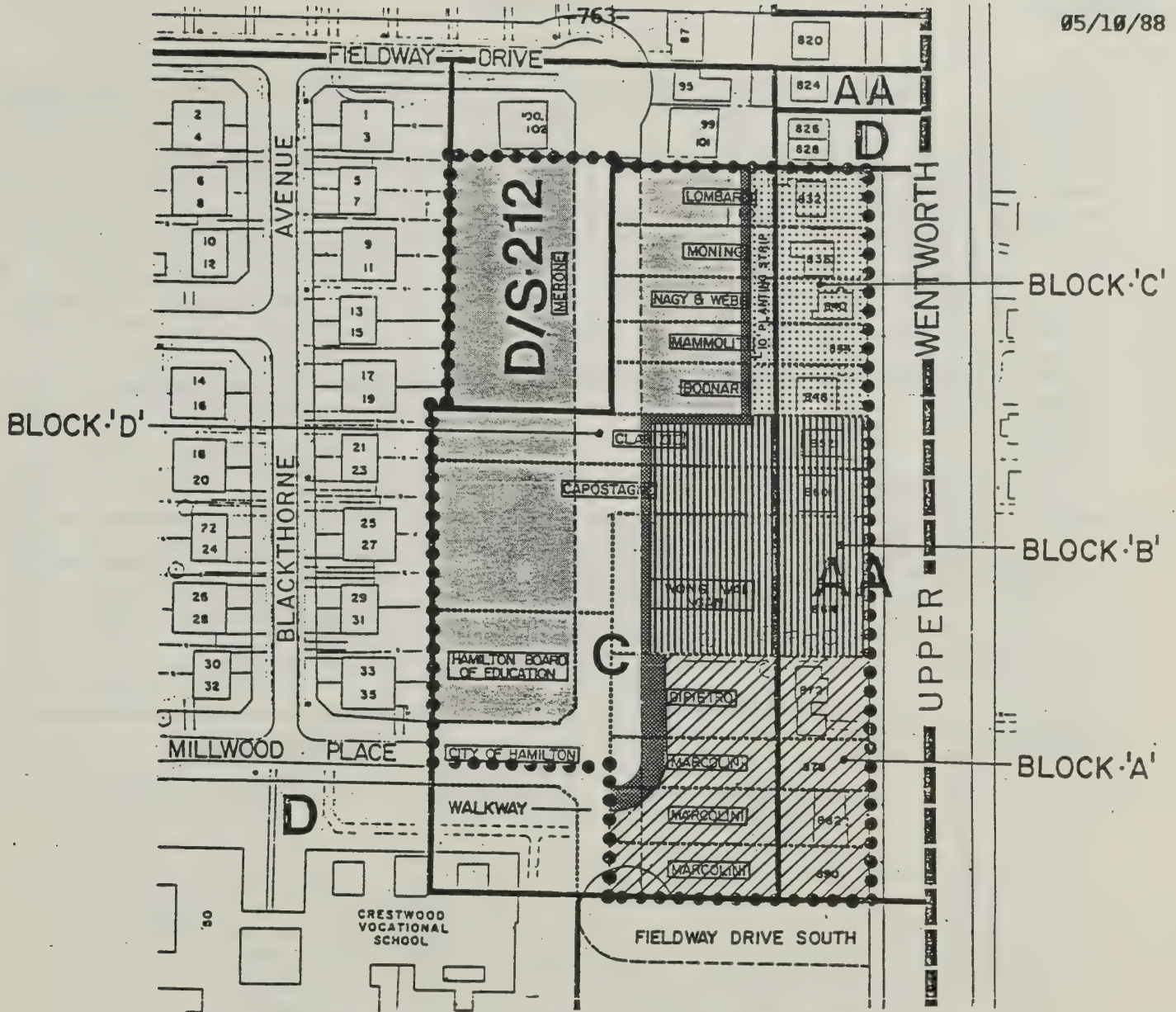
LEGEND



SITE OF THE APPLICATION

Appendix "E" as referred  
to in Section 11 of the  
ELEVENTH Report for  
1988 of the Planning  
and Development Committee.



**BLOCK A**

- Commercial to be neighbourhood oriented (no high commercial uses or high traffic generators)
- No vehicular access to be permitted to the west
- 30' wide landscaping buffer to abut Fieldway Drive extension

**BLOCK B**

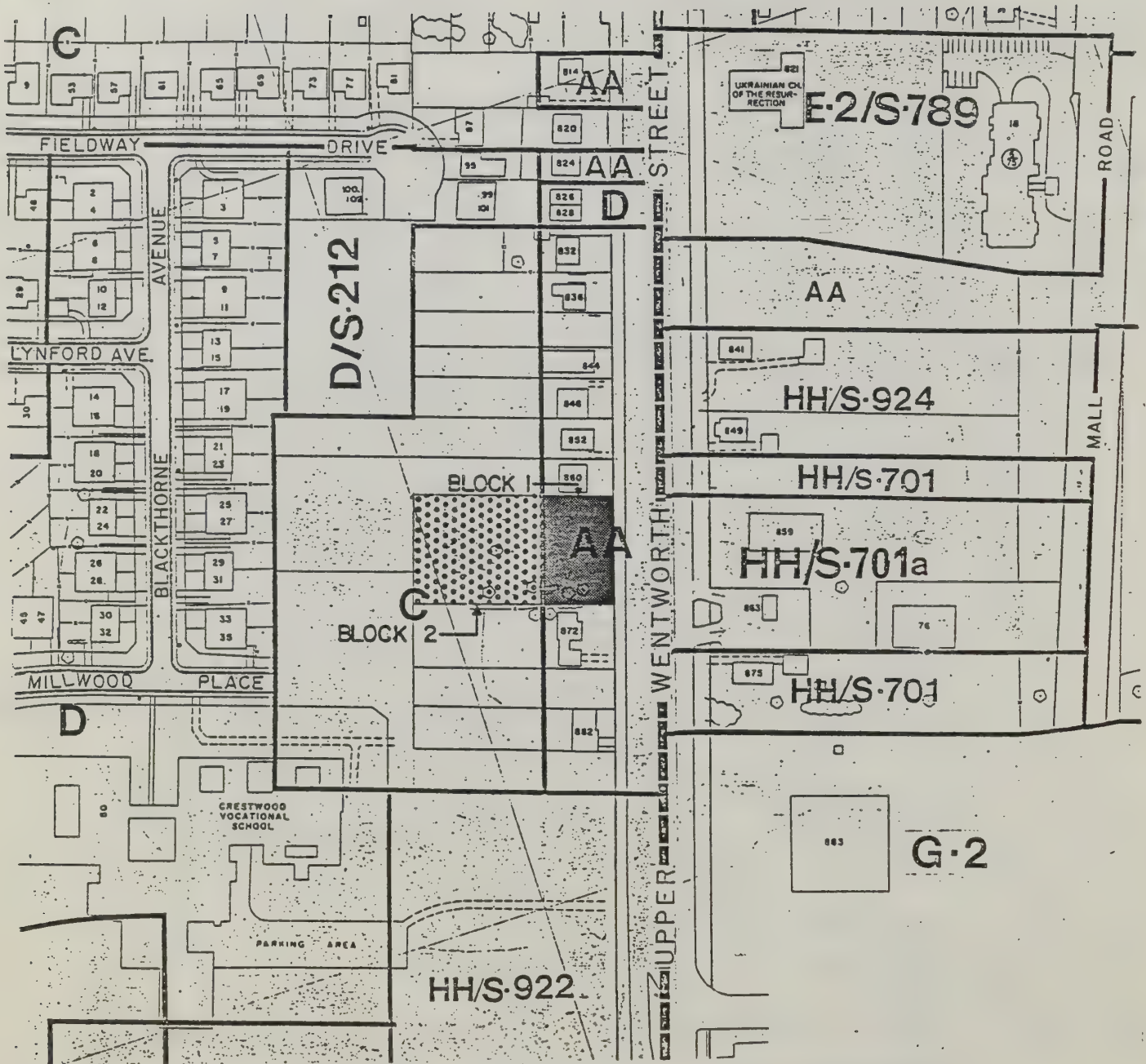
- 6 storey height limit
- 50' set back from Fieldway Drive extension

**BLOCK C**

- Up to 1000 square feet of professional offices or commercial uses generating similar traffic volumes permitted in existing residences or infill residences of similar character

Appendix "F" as referred to in Section 12 of the ELEVENTH Report for 1988 of the Planning and Development Committee.





### LEGEND

BLOCK 1

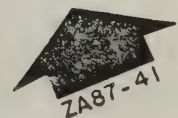


Change in zoning from "AA"(Agricultural)  
district to "E"(Multiple Dwellings,  
Lodges, Clubs, etc.) district.

BLOCK 2



Change in zoning from "C"(Urban  
Protected Residential, etc.) district to "E"  
(Multiple Dwellings, Lodges, Clubs, etc.) district.



Appendix "G" as referred  
to in Section 13 of the  
ELEVENTH Report for  
1988 of the Planning  
and Development Committee.



\* REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its TWELFTH Report for 1988 and respectfully recommends:

1. (a) That a purchase order be issued to Delmar Contracting Limited, Fruitland, in the amount of \$1,457,059. to provide all labour and materials for the James Street North Streetscape Phase V, Downtown Hamilton Action Plan, for the Community Development Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: Lowest of three (3) tenders received.

2. (a) That purchase orders be issued for the supply and delivery of all labour and materials for Site Development and Landscaping, Corktown Stinson O.N.I.P., for the Community Development Department, in accordance with specifications issued by the Manager of Purchasing and vendors' tenders, as follows:
  - (i) McLean-Peister Ltd., Kitchener  
For Parts A, B & C in the amount of \$275,993.
  - (ii) Delmar Contracting Ltd., Fruitland  
For Parts D & E in the amount of \$210,860.
- (b) That contracts be entered into satisfactory to the City Solicitor.

NOTE: (i) Lowest of two (2) tenders received.  
(ii) Lowest of three (3) tenders received.

Funds provided in Corktown Stinson O.N.I.P. Site Development & Landscaping Account #0405-T9.

\* TWELFTH Report of the Planning and Development Committee added during Council

05/10/88

-766-

-2-

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

Mrs. Susan K. Reeder  
Secretary  
1988 May 10

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its SEVENTH Report for 1988 and respectfully recommends:

1. (a) That Schedule 4, Taxi-Cabs, of Licence By-law 79-323 be amended:
  - (i) to permit Limited Interests Agreements (sometimes referred to as "Taxi-Cab Leasing").
  - (ii) to provide for a Comprehensive Educational Programme for Taxi Drivers.
  - (iii) to provide for the issuance of 20 additional Taxi Owner Plates on 1988 September 1 and that the City Solicitor be authorized and directed to prepare the necessary By-law to impose a "freeze" on the issuance of Livery Vehicle Licences and further that the Manager, Licencing Division, in consultation with the City Solicitor's Office review, investigate and report back to the Legislation Committee on phasing out "Livery Vehicle Licences" through attrition.
- (b) That the Insurance Industry be petitioned to consider lowering insurance rates for Taxi Cabs.
- (c) That Schedule 4 (a), Livery Vehicles, of Licence By-law 79-323 be amended to provide for the inspection, regulation and increased licence fees for vehicles and drivers.

NOTE: For the information of the members of City Council approval of the above recommendations will necessitate the hiring of two additional Licence Inspectors.

The revenues generated by the sale of the 20 additional taxi owner plates will offset the costs of hiring the two Licence Inspectors for 1988 and the outfitting of the taxi office with an appropriate class room and related equipment will also be provided for.

- \* (d) That the Finance Committee be requested to recommend the method of financing the issuance and enforcement of these additional Taxi Cab Plates and other Taxi Cab regulations



referred to in subsection (a) including the hiring of two Licence Inspectors and the outfitting of the taxi office with an appropriate class room and related equipment.

- \* 2. That Schedule 4 of Licence By-law 79-323, as amended, be further amended to exempt persons whose names are entered on the Taxi-Cab Priority List as it existed prior to 1979 and whose names appear on the current list from the requirement of proof of full time employment in the Taxi Industry for the two years immediately prior to consideration of their name for a Taxi Plate from the Priority List.

3. That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the issuance of a Special Occasion Permit to Saint Mary's Portuguese Church on the occasion of their Annual Festival in honour of "Our Lady of the Angels" to be held 1988 August 13 and 14 at Saint Mary's School playground and at Sts. Cyril and Methodius Church parking lot conditional upon the following:

"That Musical Entertainment be discontinued  
at 11:00 o'clock p.m.".

4. That APPROVAL be given to the request of the President of Unit No. 26, Hamilton of the Korean Veteran's Association of Canada Inc. to fly the National Flag of the Republic of Korea at City Hall from Sunday, 1988 July 24 to Saturday, 1988 July 30 in recognition of signing the Korean War Armistice Agreement in 1953.

5. That, as provided for in Section 123 (1) of the Education Act dealing with the correction of a clerical error in respect of School support, the taxes for the Municipal property known as 680 Lawrence Road, Apt. 7 in the City of Hamilton, be directed to the Separate School Board.

- \*\* 6. That, in order to clarify the non-smoking policy in Civic Departments adopted by City Council at its meeting held Tuesday, 1987 May 12, smoking will continue to be permitted in the private and closed offices of the members of City Council in City Hall on the understanding that members of City Council shall comply to accommodate the preference of any person requesting a cessation of smoking while attending in their offices.

\* Section 2 Referred Back  
Recorded Vote, see page 707

\*\* Section 6 Referred Back  
Recorded Vote, see page 708

7. That APPROVAL be given to the request of the Department of Culture and Recreation to establish a Fit Day Headquarters on the second floor of City Hall along the north wall outside of the City Clerk's Department commencing 1988 May 16 to 1988 May 26th.

8. That leave be granted to introduce the following Bills:

(a) Bill E-4 By-law to amend Licencing By-law No. 79-323 respecting Taxi-Cabs.

(b) Bill E-5 By-law to amend Licencing By-law No. 79-323 respecting Taxi-Cabs.

(c) Bill E-6 By-law to amend Licencing By-law No. 79-323 respecting Livery Vehicles.

(d) Bill E-7 By-law to amend Licencing By-law No. 79-323 respecting Additional Taxi Licences.

- \* 9. (a) That the Manager, Property Maintenance Division be authorized and directed to erect a reviewing stand and all other pertinences in front of City Hall on Saturday, 1988 May 28 on the occasion of the Annual Boy Scouts of Canada Parade.
- (b) That the cost of providing this service in the amount of approximately \$600. be charged to Account No. 0321-0760 (Use of City Hall Facilities by Outside Groups).

\*\*10. That approval be given to the request of the Disabled and Aged Regional Transit System (DARTS) to display 4 or 5 vehicles on the plaza area in front of City Hall on Transportation Day, 1988 June 03 in conjunction with National Access Awareness Week.

Note: For the information of the members of City Council, this small display will consist of various mini-type vehicles which have been adapted for the handicapped.

\*\*\*11. That approval be given to the request of the Hamilton Board of Education Co-op Department to display a mural in the foyer area of City Hall from 1988 May 16 to 1988 July 16.

- \* Section 9 Added during Council
- \*\* Section 10 Added during Council
- \*\*\* Section 11 Added during Council

Note: For the information of the members of City Council, this mural is a vertical plywood painting recently unveiled at a meeting of City Council and represents the theme of "Cooperative Education within our Community".

Respectfully submitted,

ALDERMAN V.J. AGRO, CHAIRMAN  
LEGISLATION COMMITTEE

Mr. John Thompson  
Secretary  
1988 May 2



## REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its NINTH Report for 1988 and respectfully recommends:

1. That the claim of Mary Sherk and Joe Sherk against the City of Hamilton be settled by a payment of \$7 200. by the City to Mary Sherk and Joe Sherk inclusive of all claims for damages, interest and costs.

NOTE: This action arises from a slip and fall on a City sidewalk in which the plaintiff, Mary Sherk suffered injuries to her ankles. This plaintiff was symptomatic for several months after the accident, and did not return to work for seven months.

The plaintiffs have offered to settle for the following:

General Damages. (5 000. reduced by 40% for contributory negligence)	\$3 000.00
Family Law Act	1 200.00
Special Damages	42.00
Interest	816.30
Party and Party Costs	<u>\$ 938.75</u>
Total	\$7 197.05

The plaintiffs have rounded the above figure, and offer to settle for \$7 200. in total.

City's Counsel feel that, in the circumstances, this is a reasonable offer. The sidewalk in question was in very poor repair, so it would be very unlikely that the City could escape liability. Moreover, the plaintiff Mary Sherk's claim for lost wages is denied.

2. (a) That approval be given for the purchase of one Toro Parkmaster grass cutting tractor unit for the Public Works Department, Parks Division at a total cost of \$47 000.
- (b) That this expenditure be financed from the Reserve for Replacement of Mobile Equipment, Account No. 0280-01, and be included in the list of vehicles for future depreciation.

3. (a) That the following departmental proposals for the Challenge '88 - S.E.E.D. Program as approved by City Council at its meeting held 1988 March 29 in adopting Section 6 of the Seventh Report of the Finance Committee be proceeded with:

<u>Project</u>	<u>Name</u>	<u>No. of Position</u>	<u>No. of Weeks</u>	<u>Total Cost</u>	<u>S.E.E.D. Funding</u>	<u>City's Share</u>
(1)	(2)	(3)	(4)	(5)	(6)	(7)

Culture and Recreation

5639PT7	Bikeways	1	15	\$ 5 143	\$2 389	\$2 754
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Treasury Department

5640PT5	Account Analyst	<u>1</u>	<u>15</u>	<u>\$ 5 498</u>	<u>2 389</u>	<u>3 109</u>
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		<u>2</u>	<u>30</u>	<u>\$10 641</u>	<u>\$4 778</u>	<u>\$5 863</u>
		<u>=</u>	<u>=</u>	<u>=</u>	<u>=</u>	<u>=</u>

				<u>100%</u>	<u>44.9%</u>	<u>55.1%</u>
--	--	--	--	-------------	--------------	--------------

- (b) That the estimated City's share of \$5 863 be financed from Account No. 0411-T4900 Balance of Funds - Government Employment Incentive Programs.
- (c) That the remaining five departmental proposals as summarized below and also approved by City Council on March 29, 1988 not be proceeded with:

<u>Estimated</u>				
<u>No. of Positions</u>	<u>No. of Weeks</u>	<u>Total Cost</u>	<u>S.E.E.D. Funding</u>	<u>City's Share</u>
(1)	(2)	(3)	(4)	(5)
10	182	\$61 079	\$28 984	\$32 095
<u>=</u>	<u>==</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>

4.
  - (a) That the Pannell Kerr MacGillivray Comprehensive Audit Report on Vehicular Fleet Management dated December 1987 be accepted by City Council.
  - (b) That the six (6) recommendations contained in the Executive Summary of the Report attached hereto as Exhibit "A" be approved and that the staff be directed to pursue these recommendations immediately and report back to the Finance Committee in September, 1988.
  - (c) That the Manager of Purchasing be directed to arrange a Proposal Call for leasing of City vehicles referred to in the report and that a Consultant be hired to assist him in preparing the necessary documents, if required.
  - (d) That the City Solicitor be authorized to retain a specialized legal firm to review the concepts of leasing and assist in the formation of the lease documents that would be required to be executed.
  - (e) That the results of the leasing proposals be tabulated by senior staff in the form of a report for the Finance Committee, comparing leasing with other options for refinancing the vehicular fleet in September 1988.
  - (f) That the City's Auditors, Pannell Kerr MacGillivray be requested to prepare a "Scope Proposal" for the Finance Committee recommending two (2) priority projects suitable for a Comprehensive Audit Assignment to be undertaken by the end of 1988 including the amount of their fee and timing.
5. That the appeal recommendations for the General Grant requests as summarized in Exhibit "B" attached herewith in the total amount of \$1 000. be approved and funded by an appropriate transfer from the Unallocated Grant Funds No. 0374-XXXX.
6. That the following grant recommendations be approved and funded by an appropriate transfer from the Unallocated Grant Funds, Account No. 0374-XXXX:
  - (a) A General One-Time grant in the amount of \$1 000. to "Just Say No" to defray the costs of promotional material for a drug awareness program in the form of a live rock concert;
  - (b) A General Traditional grant in the amount of \$500. to West Hamilton Youth Soccer Club to defray operational/equipment costs;



- (c) A General One-Time only grant in the amount of \$500. to the Hamilton Regional Indian Centre to defray the costs of their 15th Anniversary Celebrations June 12-15, 1988;
- (d) A General One-Time only grant in the amount of \$500. to the Hamilton Yacht Club to defray the capital costs of reactivating its sail training school.
- (e) A Convention/Reception grant in the amount of \$500. to the Canadian Automobile Association to defray the costs of hosting their 75th Anniversary Conference June 26-30, 1988.

NOTE: All of the above applicants have been notified of their respective grant recommendation and are satisfied with the grant.

- 7. (a) That an interest free loan in the amount of \$5 313. to be repaid by December 31, 1988 be made to The Hamilton Minor Hockey Council to provide upfront funds for insurance and registration to the O.M.H.A. and that this be funded from a Reserve satisfactory to the Treasurer.
- (b) That an additional request for \$4 000. to The Hamilton Minor Hockey Council to defray the operational costs of the council be funded from within the 1988 budget of the Culture and Recreation Department.

RESPECTFULLY SUBMITTED

ALDERMAN P. O. VALERIANO, CHAIRMAN  
FINANCE COMMITTEE

John Thompson, Secretary  
1988 May 3

### EXECUTIVE SUMMARY

- ° The objective of reducing outside contract repair costs to 15-20% has been attained, resulting in more economic and efficient use of resources. This level of outside contract cost should be maintained to continue current economies and efficiencies.
- ° The central garage fleet is in urgent need of upgrading in order that major economies of operation can be realized. The present average age of the fleet is substantially over 5 years and should be reduced to an average age of approximately 4 years. This would result in annual maintenance cost savings in excess of \$ 225,000.
- ° A vehicle management information system should be introduced as soon as practicable to more closely monitor and control vehicle and maintenance costs.
- ° Current depreciation policy must be updated and should address:
  - emphasis on the buying cycle to maximize acquisition savings;
  - adequacy of depreciation rates and methodology to properly provide for replacement;
  - adequacy of internal equipment charge rates to properly distribute costs.
- ° The existing safety programme should be formalized and continued.
- ° Because of significant growth in the size of the fleet, and the increasing complexity of this area, serious consideration should be given to the appointment of a professional fleet manager.

City of Hamilton  
TreasuryGENERAL GRANT APPEAL DECISIONS

<u>Applicant</u> (1)	<u>Grant Request</u> (2)	<u>Original Recommended Amount</u> (3)	<u>Recommended Amount After Appeal</u> (4)	<u>Difference</u> (5)
Children's Choir "Stokrotki"	\$3,500 max.	Denied	\$1,000	\$1,000
Public Focus	\$5,000	Denied	Denied (1)	Nil
Shair International Resource Centre	\$5,000	Denied	Denied	<u>Nil</u>
Total Increase				\$1,000 =====

(1) Item is referred to the Mayor's Office for possible funding of up to \$1,000.

DKB/an  
1988 May 4



REPORT OF THE INFORMATION SYSTEMS COMMITTEE

The Information Systems Committee met at 9:30 o'clock a.m. on Thursday, 1988 May 05 in the Committee Room, 15th Floor, Regional Offices.

Present: Chairman (Councillor) J. Gallagher  
Councillor P. Valeriano  
Councillor A. Sloat

Absent with regrets: Councillor D. Agostino  
Councillor S. Napper

Members of Council:

The Information Systems Committee presents Report 2-88:

1. COMMITTEE MEETINGS/PROCEDURE

Your Committee recommends:

- (a) That meetings of the Information Systems Committee during the 1988 Summer Period be held on the second Wednesday of each month at 12:00 o'clock noon at the offices of the Regional Municipality of Hamilton-Wentworth.  
Agenda Item #8
- (b) That Mr. John Thompson, Legislative Assistant, City Clerk's Department, City of Hamilton, be appointed temporary/acting Secretary of the Information Systems Committee to be reviewed at the expiration of the term of City and Regional Councils.  
Agenda Item #2

2. PROPOSALS FOR LOCAL PRINTERS AND COMMUNICATIONS CONTROLLER

Your Committee recommends:

That the Manager of Information Systems be authorized to issue a Request for Proposals for four (4) replacement local printers (I.B.M. 4224 or equivalent) and one (1) Communications Controller (I.B.M. 3174 or equivalent).  
Agenda Item #4

3. WANG COMPUTER MAINTENANCE

Your Committee recommends:

- (a) That the Region be authorized to extend full-service maintenance on certain Wang equipment in an amount not to exceed \$74 000. and
- (b) That the Region issue a Blanket Purchase Order, not to exceed \$61 000. for "pay as you go" carry-in maintenance on all Wang PC's and workstations.

Agenda Item #6

4. DIRECTOR/FACILITIES MANAGER

Your Committee recommends:

That a Special Hiring Committee be constituted to review applications/proposals for the Director/Facilities Manager to be composed of the Chairman and Vice-Chairman of the following Committees:

- (a) Information Systems Committee.
- (b) Region's Finance and Personnel Committee.
- (c) City's Finance Committee.
- (d) City's Executive Committee.

Agenda Item #8

Respectfully Submitted,

J. Gallagher, Chairman

John Thompson, Acting Secretary  
1988 May 05

\*\*\*\*\*

FOR THE INFORMATION OF COUNCIL

- (a) Minutes of the Information Systems Committee held 1988 April 07 were received and adopted as presented.  
Agenda Item #1
- (b) Report of the Manager of Information Systems dealing with the request for a leave of absence dated 1988 April 29 was deleted and referred to the Chief Administrative Officer for the City of Hamilton in accordance with approved policy.      Agenda Item #3
- (c) The Committee received an oral report and overview on the recent trip of Councillors and staff to the Wang Demonstration Centre in Toronto.      Agenda Item #8
- (d) Information Items

The following were received by the Committee:

- (i) Memorandum outlining the details surrounding move of the Regional Systems Department to the Robert Thompson Building dated 1988 April 19.  
Agenda Item #5
- (ii) Report by Wm. M. Carson, Chief Administrative Officer dated 1988 May 03 to which was attached a draft advertisement for the Director/Facilities Manager, Systems Department.. (as amended)  
Agenda Item #7





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05/31/88

MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, MAY 31, 1988  
7:30 O'CLOCK, P.M.

URBAN MUNICIPAL

AUG 02 1988

The Council met.

GOVERNMENT DOCUMENTS

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps,  
Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher,  
Merling, Murray, Ross.

His Worship Mayor Robert M. Morrow called the meeting to order.

Rabbi Bernard Baskin, Temple Anshe Sholom, led the Council in prayer.

His Worship Mayor Robert M. Morrow read the following Proclamation:

- (i) Environment Week - May 30, 1988 to June 5, 1988.

His Worship the Mayor presented Certificates of Appreciation to participants who took part in the Hamilton Clean-Up Day that was held on Saturday, May 7, 1988.

His Worship Mayor Robert M. Morrow presented a Certificate to Mr. A. U. Oakie in recognition of his being appointed Ontario's Transportation Person of the Year at a regular meeting of the Toronto Transportation Club.

The minutes of the special meeting of April 29, 1988 and the regular meeting of May 10, 1988, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter from Mr. Enrico H. Mancinelli, Business Manager, LIUNA Labourers Local 837, 7 West Ave. South, Hamilton, Ontario, re pay increases, dated May 6, 1988.
2. Application from The Roman Catholic Episcopal Corporation of the Diocese of Hamilton, 700 King St. West, Cathedral Square, Hamilton, Ontario, for a change in zoning, property located at 125 Centennial Parkway North, dated May 17, 1988.
3. Application from Mr. Stephen J. Rea, 108 Aberdeen Avenue, Hamilton, Ontario, for a change in zoning, property located at 12 Ray Street South, dated May 17, 1988.

05/31/88

-781-

4. Application from 414028 Ontario Limited, 103 Locke St. South, Hamilton, Ontario, for a change in zoning, property located at 106 and 108 Canada Street, dated May 24, 1988.
5. Application from Barriview Developments Limited, 4881 Yonge Street, Suite 402, Willowdale, Ontario, for a change in zoning, property located at 872, 878, 882, 890 Upper Wentworth Street, dated May 24, 1988.
6. Application from Glanbrook Stairs and Woodworking Ltd., 8155 Chippewa Road East, R.R. #3 Mount Hope, Ontario, for a change in zoning, property located at 101 Dartnall Road, dated May 24, 1988.
7. Application from Mr. Dieter Casper, 188 Tory Crescent, Hamilton, Ontario, for modification to the zoning for property located at 1-21 Stone Church Road East, dated May 27, 1988.
8. Annual Report of the Regional Assessment Commissioner, dated May 16, 1988.
9. Financial Statements of the Hamilton Harbour Commissioners for the year ended December 31, 1987.

\* \* \* \* \*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Hinkley in the chair.

\* \* \* \* \*

(A) EXECUTIVE COMMITTEE - THIRTEENTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Merling.

RESOLVED: that Section 3 be referred back. -

YEAS: Aldermen Hinkley, Copps, Gallagher, Merling, Murray. - 5.

NAYS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Christopherson, Agostino, Wheeler, Smith, Cowell, Ross. - 11. LOST.

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by Alderman Merling.

RESOLVED: that Section 10 of the ELEVENTH Report, dealing with the leasing of the West Avenue School to Theatre Aquarius, which was adopted by City Council on May 10, 1988, be reconsidered. - CARRIED.

\* \* \* \* \*



It was moved by Alderman Cowell and seconded by Alderman Murray.

RESOLVED: that Subsection (a) of Section 10 of the ELEVENTH Report be amended by deleting the following words "for an annual all inclusive rental fee of \$30,000." and substituting in lieu thereof the words "at a rental fee to be negotiated by the Director of Property and approved by City Council, with the minimum rental fee being no less than \$30,000. annually." -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Christopherson, Agostino, Wheeler, Smith, Cowell, Murray, Ross. - 13.

NAYS: Aldermen Copps, Gallagher, Merling. - 3. CARRIED.

\* \* \* \* \*

Recorded vote on Section 10, as amended.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Murray, Ross. - 13.

NAYS: Aldermen Valeriano, Copps, Merling. - 3. CARRIED.

\* \* \* \* \*

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - NINTH REPORT.

\* \* \* \* \*

(C) PARKS AND RECREATION COMMITTEE - THIRTEENTH REPORT.

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that Section 2 be referred back for further study. -

YEAS: Aldermen Cooke, Kiss, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Cowell. - 8.

NAYS: Mayor Morrow; Aldermen McCulloch, Agostino, Smith, Gallagher, Merling, Murray, Ross. - 8. LOST.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Agostino.

RESOLVED: that the following be added to Section 2:

"That the Mayor of Hamilton convene a meeting with the Hamilton Board of Education to discuss the rental of this school (Inverness) for \$1.00 a year for civic, cultural and recreational facilities.

That a proper Agreement be sought whereby the School Board would have the school returned to them in the event the City found it had no further use for same."

The Chairman ruled that this was an improper motion as it was in direct conflict with the recommendation in Section 2. The ruling of the Chair was upheld by the Council.

\* \* \* \* \*

Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Copps, Agostino, Wheeler, Smith, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Cooke, Valeriano, Hinkley, Christopherson, Cowell. - 5. CARRIED.

\* \* \* \* \*

SECTION 20 WITHDRAWN.

\* \* \* \* \*

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the granting of permission by a team of skydivers to land on the infield of the Bernie Arbour Stadium. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that the following be added as Section 22:

"22. That approval be given to the Hamilton Redbirds Baseball Team and the Hamilton Sports Parachuting Club to have a team of four skydivers land on the infield of the Bernie Arbour Stadium on Thursday, June 16, at 7:30 p.m., in conjunction with the pre-game ceremonies of the Opening Game. - CARRIED.

\* \* \* \* \*

(D) PLANNING AND DEVELOPMENT COMMITTEE - THIRTEENTH REPORT.

\* \* \* \* \*

PLANNING AND DEVELOPMENT COMMITTEE - FOURTEENTH REPORT.

\* \* \* \* \*

PLANNING AND DEVELOPMENT COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Smith and seconded by Alderman McCulloch.

RESOLVED: that Section 24 of the EIGHTH Report, adopted by City Council at its meeting held Tuesday, April 12, 1988, respecting a Zoning Application for property at 94 Park Street North, reading as follows:

"(A) That Zoning Application 87-122, 566055 Ontario Inc., (V. Zipp, President), prospective owner, requesting a change in zoning from 'L-c' (Planning Development - Commercial) District to 'H' (Community Shopping and Commercial, etc.) District, modified to permit the conversion of the existing building to a business office for a security and protection services and investigations firm for the property located at No. 94 Park Street North, as shown on the attached map marked as APPENDIX 'G', BE DENIED for the following reason:

(a) The proposal would adversely affect the supply of affordable rental housing.

(B) That Section 10 of the FOURTH Report for 1988 of the Planning and Development Committee, approved by City Council on Tuesday, February 23, 1988, giving conditional approval to Zoning Application 87-122 BE RESCINDED."

be reconsidered. - CARRIED.



It was moved by Alderman Smith and seconded by Alderman McCulloch:

RESOLVED: that Section 24 of the EIGHTH Report, adopted by City Council at its meeting held Tuesday, April 12, 1988, respecting a Zoning Application for property at 94 Park Street North, be amended by deleting the words "BE DENIED for the following reason:", and also by deleting Subsection (a) and Section (B) and substituting in lieu thereof: "BE APPROVED on the following basis:"

- "(a) That the subject lands be rezoned from 'L-c' (Planning Development - Commercial) District to 'H' (Community Shopping and Commercial, etc.) District:
- (b) That the 'H' (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
  - (i) Notwithstanding Section 14(1) of By-law No. 6593, any use permitted within the 'H' District shall be restricted to the existing building.
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1063, and that the subject lands on Zoning District Map No. W-4 be notated S-1063;
- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-4;
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this By-law is to provide for a change in zoning from 'L-c' (Planned Development - Commercial) District to 'H' (Community Shopping and Commercial, etc.) District for the property located at No. 94 Park Street North.

The effect of the By-law is to permit the conversion of the existing building to a business office for a security and protection services and investigations firm." - CARRIED.

\*\*\*\*\*

It was moved by Alderman Smith and seconded by Alderman McCulloch.

RESOLVED: that Section 24 of the EIGHTH Report, adopted by City Council at its meeting held Tuesday, April 12, 1988, respecting a Zoning Application for property at 94 Park Street North, as amended, BE APPROVED. - CARRIED.

\*\*\*\*\*

(F) PERSONNEL COMMITTEE - SEVENTH REPORT.

\*\*\*\*\*

(G) FINANCE COMMITTEE - TENTH REPORT.

Recorded vote on Section 3.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Ross. - 12.

NAYS: Aldermen Agostino, Gallagher, Merling, Murray. - 4. CARRIED.

\*\*\*\*\*

(H) LICENSING COMMITTEE - THIRD REPORT.

\*\*\*\*\*

It was moved by Alderman Agostino and seconded by Alderman Gallagher.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit the introduction of a resolution re the Bingo Task Force. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Agostino and seconded by Alderman Gallagher.

RESOLVED: that the Bingo Task Force, set up by the Legislation Committee, be disbanded. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Christopherson and seconded by Alderman Wheeler.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the use of the City Hall Forecourt by The Coalition for Promoting Sundays for People. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Christopherson and seconded by Alderman Wheeler.

RESOLVED: that permission be granted to "The Coalition for Promoting Sundays for People" to use the City Hall Forecourt for a rally on Tuesday, June 14, 1988, from approximately 7:00 o'clock, p.m. to 7:30 o'clock, p.m. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that Alderman Copps be appointed Acting Mayor for the month of June, 1988. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: 0 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-14, A-15,  
D-65, D-66, D-67, D-68 - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Hinkley in the chair.

A-14, A-15,  
D-65, D-66, D-67, D-68.

\* \* \* \* \*

Consideration of the Bills (second reading).

\* \* \* \* \*



It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading)  
on the Bills be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley,  
Copps, Christopherson, Agostino, Wheeler, Smith, Cowell, Gallagher,  
Merling, Murray, Ross. - 16.

NAYS: 0 - CARRIED.

\*\*\*\*\*

City Council adjourned at 11:00 o'clock, p.m.

\*\*\*\*\*

## REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Executive Committee presents its THIRTEENTH Report for 1988 and respectfully recommends

1. Approval of the following citizen appointments to the Keep Hamilton Clean Citizens Committee:

<u>NAME</u>	<u>TERM</u>
a) Ivan Boyko	Expires: December 31, 1991
b) John Higgins	Expires: December 31, 1991
c) John Struger	Expires: December 31, 1991
d) Jane Evans	Expires: December 31, 1990
e) Ann Hughes	Expires: December 31, 1990
f) Frances Di Trapani	Expires: December 31, 1990
g) Paddy Chitty	Expires: December 31, 1989
h) Barbara MacLeod	Expires: December 31, 1989
i) Susan Pacey	Expires: December 31, 1989

2. (a) That the Corporation of the City of Hamilton join the GASAMO Program created by the Association of Municipalities of Ontario.
- (b) That the City enter into an Agency Agreement appointing GAS Purchase Direct Ltd. as the agent for the City in the purchase of natural gas on a bulk basis.
- (c) That the Mayor and City Clerk be authorized to execute the Agency Agreement on behalf of the City, subject to the Agreement being prepared in a form satisfactory to the City Solicitor.

NOTE: There is no cost obligation of the City under this agreement. A fee of 10% of the City's first year's savings will be deducted from the rebate cheques and 5% in subsequent years. It is expected that savings of 20% of the City's annual natural gas costs will be realized or \$240 000.00.

- \* 3. (a) That an amount of \$80 300 be approved for required repairs to the former West Avenue School in order to facilitate the leasing of the school to Theatre Aquarius for the next three years and that this amount be financed by the Capital Levy amount included in the Contingency Allowance of the 1988-1992 Capital Budget.
  - (b) That an amount of \$40 930 be established and placed under the jurisdiction of the Property Maintenance Division of the Property Department for operating costs for the balance of 1988.
  - (c) That the Finance Committee be requested to recommend the method of financing the estimated operating costs of \$40 930.
4. That the T. B. McQueston Park Development - Phase 1 be proceeded with at an estimated gross cost of \$50 000 as provided for in the 1988 portion of the 1988-1992 Capital Budget and that this amount be financed from the Reserve for Capital Projects, Account No. 0280-27 on an interim basis until the study has been completed and a decision made on the future of this project.

NOTE: This project was approved by the Parks and Recreation Committee at its meeting held May 24, 1988.

This Project involves the development of this 40 acre park located on the east side of Upper Wentworth Street, between Limeridge Road and Stone Church Road. This project, to be done from 1988 - 1992, has a 1988 cost of \$50 000 for a study and related work. This proposed park is to be a horticultural park - similar in character to Gage Park. The outcome of the study will determine the more precise details of the development of this park and, hence, will fine tune the remaining Phase I costs as well as provide for projections for Phase II.

5. (a) That the Senior Citizens Drop-in Centre (53 Lake Avenue) project be proceeded with at an estimated cost of \$100 000 as provided for in the 1988 portion of the 1988-1992 Capital Budget.
- (b) That staff be authorized to make application for any operating or capital grant funds applicable to this project, including Wintario Capital Grant (M.T.R.) Elderly Persons Centres - Capital and Operating Grants (M.C.S.S.), New Horizons Programs and Disabled Persons Access Programs, if and when such grants become available.
- (c) That the cost of financing the Senior Citizens Drop-in Centre at a gross cost of \$100 000 be financed from the Reserve for Capital Projects, Account No. 0280-27.

\* *Motion to Refer Back LOST*  
*Recorded Vote, see page 781*

\* *See pages 781 & 782 for further Council Action*  
*with respect to this property.*



NOTE: This project provides for the renovation of the City-owned house at 53 Lake Avenue for use as a Drop-In Centre which is projected to be available for programming for Seniors on a minimum five day a week basis.

The Parks and Recreation Committee approved this Project at its' meeting held May 24, 1988.

6. That the cost of financing the Construction/Installation of the Parks Development and Redevelopment by Priority as approved by City Council with the adoption of Section 2 of the Tenth Report of the Parks and Recreation Committee on April 26, 1988 be financed from the Reserve for Park Lands, Account No. 0280-11.
7. That the City's share of the cost of sewer and water services, curbs, sidewalks and final roads for "Wellington Chase - Phase 1, Stage 2" be increased by \$6 771.00 to \$87 489.11 and be financed from the Reserve for City's Share of Services through Unsubdivided Land, Account No. 0280-12.

NOTE: With the adoption of Section 11 of the Eighth Report of the Transport and Environment Committee, City Council at its meeting on May 10, 1988 approved this Project and requested the Executive Committee to recommend the method of financing.

8. That the cost of financing the City's Share of Services to be installed in the Wisemount Forest Survey - Phase 4 in the gross amount of \$4 278.00 as referred to in Section 2 of the Ninth Report of the Transport and Environment Committee be financed from the Reserve for City's Share of Services through Unsubdivided Land, Account No. 0280-12.

NOTE: This project was approved by the Transport and Environment Committee at its meeting held May 16, 1988.

9. That the cost of financing City's Share of Services to be installed in "Almas Gardens - Phase 5" in the gross amount of \$75 722 be financed from the Reserve for City's Share of Services through Unsubdivided Land, Account No. 0280-12.

NOTE: With the adoption of Section 8 of the Ninth Report of the Transport and Environment Committee, City Council at its' meeting on May 10, 1988 approved this Project and requested the Executive Committee to recommend the method of financing.

10. That the Capital Construction Grant for the H.S.P.C.A. in the gross amount of \$53 185 as provided for the 1988 portion of the 1988 - 1992 Capital Budget be approved and financed from the Reserve for Capital Projects, Account No. 0280-27.

NOTE: This amount is the City's contribution towards the 1988 Capital Budget Program consisting of a new Boiler System, purchase of an office trailer, Computer hardware and software, safety equipment and the replacement of two Motor vehicles.

11. That the Reconstruction of Existing Parking Facilities as provided for in the 1988 portion of the 1988 - 1992 Capital Budget in the gross amount of \$100 000 be proceeded with and financed from the Reserve for Off-Street Parking, Account No. 0280-14.

NOTE: The Parking Authority approved this project at its meeting on April 20, 1988.

12. That the cost of financing the cost of the design of the York Boulevard triangle located at the Northwest Corner of James Street North and York Boulevard in the amount of \$35 040. be financed from the Reserve for Capital Projects, Account No. 0280-27.

NOTE: With the adoption of Section 8 of the Ninth Report of the Planning and Development Committee, City Council on April 26, 1988 approved this Project and requested the Executive Committee to recommend the method of financing.

13. (a) That the appropriation for the City of Hamilton Grey Cup Float be increased by \$15 000 from \$25 000 to \$40 000.
- (b) That the Finance Committee be requested to recommend the method of financing this increased amount.

NOTE: For the information of the Members of City Council, an increase in this appropriation will provide for the purchase of a float for display in both the 1988 Grey Cup Parade in Ottawa and the 1989 Grey Cup Parade in Toronto and consequently funding will not be required in 1989.

In addition, the purchase of the float at this time will provide the City with an opportunity to display the float in other area parades.

A similar arrangement was made in 1986 whereby the following years anticipated appropriation (1987) was advanced to the Football Hall of Fame Committee which resulted in a more superior float being displayed for 1986 and 1987.

14. That the Canadian Football Hall of Fame Museum and Management Committee be authorized on behalf of the City to enter into arrangements with Goring Associates Incorporated, Toronto, Ontario for the purchase of a float for display for the 1988 Grey Cup Parade in Ottawa and the 1989 Grey Cup Parade in Toronto.
15. (a) That the City of Hamilton participate in the 20th Annual Kitchener-Waterloo Oktoberfest Parade being held on October 10, 1988 by entering the City's Grey Cup Float and the Hamilton Fire Fighters' Band at a total estimated cost of \$3,100.00.
- (b) That the Finance Committee be requested to recommend the method of financing.

NOTE: This Parade is nationally televised by CTV enabling more than one million people from across Canada to see the Parade from their homes; in addition, it is expected to attract approximately 350,000 spectators.

16. That the parking fees for the underground parking lot adjacent to the Hamilton Convention Centre be waived for the City and Regional employees attending the Civic Employees Blood Donor Clinic Challenge to be held at the Hamilton Convention Centre on June 24, 1988 from 10:00 a.m. to 4:00 p.m.
17. That the Council of the Corporation of the City of Hamilton enthusiastically endorse an application to host the Canadian Country Music Awards Celebration and Convention in the City of Hamilton September, 1991 and that a grant of \$10 000 to the host Committee be approved in principle and included in the 1991 Expenditure Estimates for the City of Hamilton.
18. That leave be granted to introduce the following Bills:
  - (a) Bill A-14 : A By-law To Appoint A Commissioner to the Hamilton Harbour Commissioners.
  - (b) Bill A-15 : A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW, CHAIRMAN  
EXECUTIVE COMMITTEE

J. J. Schatz  
1988 May 26



REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its NINTH Report for 1988 and respectfully recommends:

1. (a) That the submitted schedule for the estimated cost of services in "DiCenzo Gardens - Phase 3", as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

NOTE: The Subdivider will be paying for 100% of the services to be installed at an estimated cost of \$8 133.42.

- (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered;
  - (c) That in the event the subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing; and
  - (d) That the City Solicitor be authorized and directed to prepare a By-law to incorporate the 0.3m reserve, Block 88 on Plan 62M-511 into Sorrento Place. The said By-law for this parcel of land is to be registered following the registration of the Final Plan of Subdivision for DiCenzo Gardens - Phase 3".
2. (a) That the submitted schedule for the estimated cost of services in "Wisemount Forest Survey - Phase 4", as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement.
  - (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered.
  - (c) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.

- (d) That the City's share of the cost of services (\$4 278) be approved and that the Executive Committee recommend that source of funding for this project.

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE CONSIDERED</u>
Final Roads	\$4 278
TOTAL CITY SHARE	\$4 278

3. That the application of Diane Morris, on behalf of the Ottawa Street B.I.A., requesting permission to temporarily close Campbell Avenue, and Britannia Avenue all from Ottawa Street North, easterly to Municipal Parking Lot Entrances (approx. one half-block) on Thursday, Friday and Saturday, June 23, 24, and 25, 1988 from 9:00 a.m. to 6:00 p.m. to hold a sidewalk Festival be approved, provided:
- (a) That the applicant provide proof of \$1 000 000 public liability insurance, naming the City and Region as added insured parties with a provision for cross liability, and holds the City and Region harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
  - (b) That the applicant reimburse the Regional Police, and the Hamilton Street Railway for any extra costs incurred by these agencies;
  - (c) That no property owner or resident within the barricaded area will be denied access to their property upon request;
  - (d) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control, will be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
  - (e) That operation of the sale does not interfere with hydrants, pedestrian traffic along the sidewalk, nor at bus stop areas. A minimum of 1.5m of unobstructed sidewalk must remain open for pedestrian traffic;
  - (f) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City or the Region.

4. That the application of R. Shimmell, agent on behalf of the West Hamilton Reunion Committee to temporarily close Emerson Street between Holmes Avenue and Ward Avenue on Sunday, June 12, 1988 from 12:00 p.m. until 2:00 p.m. to conduct a Cenotaph Dedication, be approved during the pleasure of City Council, subject to the following:
  - (a) That the organizing group provide proof of \$1 000 000 public liability insurance naming the City and Regional Municipality of Hamilton-Wentworth as added insured parties, with a provision for cross liability, to save the City and Region harmless from all actions, causes of actions, interests, claims, demands, costs, expenses and loss and forward it to the Commissioner of Engineering before the event.
  - (b) That all signing and barricading be subject to the direction of the Regional Police Department and at no cost to the City and/or Region.
  - (c) That all clean-up be carried out immediately following the event and prior to the re-opening of the road, at the expense of the organizing group.
  - (d) That no property owner within the barricaded area be denied access to his property upon request.
  
5. That the application of Everistor Resendes, agent on behalf of the Lusiadas Culture and Sports Club to temporarily close a portion of Mulberry Street from James Street North to the westerly limits of the Lusiadas parking lot (approximately 60') on Saturday, June 25 from 6:00 p.m. until Midnight and on Sunday, June 26 from noon until 10:00 p.m., be approved during the pleasure of City Council, provided:
  - (a) That the organizing group provide of \$1 000 000 public liability insurance naming the City and Regional Municipality of Hamilton-Wentworth as added insured parties with a provision for cross liability to save the City and Region harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss, and forward it to the Commissioner of Engineering before the event.
  - (b) The clean-up will be carried out immediately following the event and at the expense of the organizing group.



- (c) That the Traffic Department be directed to post advance signing directing vehicles to the Municipal parking lot on Mulberry Street.
- (d) That all barricading will be subject to the direction of the Regional Police Department, and at no cost to the City and/or Region.

RESPECTFULLY SUBMITTED,

R. C. Prowse  
Secretary

ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE

1988 May 16

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its THIRTEENTH Report for 1988 and respectfully recommends:

1.     (a) That a Seniors Information Centre be located downtown at a central location, on a permanent basis.
- (b) That a Senior's Centre be built on the mountain at an appropriate location.
- (c) That a Seniors' Information Centre be included in the above mentioned Centre on the mountain.
- \* 2.     That the City of Hamilton purchase Inverness School for Culture and Recreation purposes.
3.     That permission be granted to Scotdance Canada to barbecue in the Pavilion area of Dundurn Castle, in conjunction with the 1988 Canadian Inter-Provincial Highland Dancing Championships, to be held on Thursday, July 7th from 5:00 p.m. to 7:00 p.m.

NOTE: Permission is required pursuant to Parks By-law 77-221.

4.     That permission be granted to the staff of the office of Brian Charlton, MPP and the office of Marion Dewar MP to barbecue at Mountain Brow Park, in conjunction with the Hamilton Mountain Family Picnic, to be held on July 9, 1988, or in the event of inclement weather, July 16, 1988.

NOTE: Permission is required pursuant of Parks By-law 77-221.

- \* Motion to Refer Back Lost, Recorded Vote, see page 782  
Recorded Vote on Section 2, see page 783

5. That approval be given of the action taken by the Director of Culture and Recreation in approving the request by the Downtown Promenade to use Gore Park on Saturday, May 21, 1988, at 1:00 p.m. for purposes of hosting a "Tray Race" in conjunction with National Tourism Awareness Week, subject to the following terms and conditions:
- (a) That any city costs associated with the event be the responsibility of the organizers.
  - (b) That proof of \$1 million Public Liability Insurance for Property Damage of Bodily Injury, naming the City as additional insured be provided.
6. That approval be given to the Hamilton and District Ladies Slo-Pitch Association, to barbecue and sell food and beer in a confined area, outside of the Rosedale Arena, at a location satisfactory to city staff, during the occasion of their annual Slo-Pitch Tournament scheduled for June 30th to July 3rd inclusive, subject to the following terms and conditions:
- (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured be provided.
  - (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occassion Permit.
  - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
  - (d) That the Concessionaire be contacted to make the necessary arrangement for the provision of food.
7. (a) That the request (as amended) by the Hamilton Minor Hockey Council for a start-up grant of \$9 000 be approved and the funds be provided from within the 1988 Current Budget in Account No. 0367-05-46 (Grants to Community Councils).
- (b) That approval be given to transfer funds to Account No. 0367-05-46 to accommodate this request as follows:

<u>From Account</u>	<u>Name</u>	<u>Amount</u>
0367-02-54	Special Events - Promotion & Publicity	\$1 500
0367-02-62	Special Events - Coaches Banquet	1 500
0367-02-57	Special Events - July 1st Celebrations	4 000



NOTE: The balance of \$2 000 to come from within existing funds in that account.

- (c) That the fireworks display not be offered in conjunction with the July 1st Celebrations Program.

- 8. That permission be granted to the Catholic Youth Organization to sell refreshments at their Annual Softball Tournament at Montgomery Park, June 10, 11, 12, 1988.

NOTE: Permission is required pursuant to Parks By-law 77-221.

- 9. (a) That permission be granted the Hamilton Amateur Radio Club to host the Annual World Amateur Radio Emergency Test Field Day in the open area located east of Bernie Arbour Stadium, Saturday, June 25, and Sunday, June 26, 1988 from 9:00 a.m. to 5:00 p.m., subject to the following terms and conditions:
  - i. That the applicant assume all responsibility for actual labour charges incurred as reported by the Parks Division.
  - ii. That the Parks Division approve the location, set-up, and dismantling of tents and operating equipment.
  - iii. That the applicant provide proof of \$1 million dollars Public Liability Insurance for property damage and bodily injury, naming the City as co-insured.
- (b) That permission be granted to park vehicles in the Bernie Arbour parking lot over night.

NOTE: Permission is required pursuant to Parks By-Law 221.

- 10. That approval be given of the action taken by the Director of Culture and Recreation in approving the request of the Gilkson Community Council to hold a Fireworks Display at Gilkson Park on Monday, May 23, 1988, subject to the following terms and conditions:
  - (a) That a Licenced Operator be responsible for carrying out the Fireworks Display.
  - (b) That Gilkson Community Council has in place a \$1 million Insurance Policy for Public Liability for Property Damage and Bodily Injury, naming the City as Co-insured.

11. That approval be given of the action taken by the Director of Culture and Recreation in approving the request of the Greenhill Co-operative to hold a Fireworks Display on city-owned lands located adjacent to the Co-operative building at Greenhill Avenue and Quigley Road, subject to the following terms and conditions:
  - (a) That a Licenced Operator be responsible for carrying out the Fireworks Display.
  - (b) That the Greenhill Co-operative have in place \$1 Million Public Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured.
12. That permission be granted the Durand Neighbourhood Association to hold a Fireworks Display, Friday, July 1, 1988 in conjunction with their Canada Day Celebrations, subject to the following terms and conditions:
  - (a) The Durand Neighbourhood Association have in place \$1 million Public Liability Insurance for Property Damage and Bodily Injury naming the City as additional insured.
  - (b) That a Licenced Operator be responsible for carrying out the display.
13.
  - (a) That the Parks and Recreation Committee endorse the sale of alcoholic beverages by the Greek-Canadian Church, on Church property only and in conjunction with their annual Greek Fest to be held August 12, 13, 14, 1988.
  - (b) That permission be given the organizers to erect a tent on Inch Park for the purpose of cooking and selling food and to provide an area for entertainment and dancing subject to the following terms and conditions:
    - i. That approval be received from Health and Fire Departments for arrangements for the sale of food and refreshments.
    - ii. That proof of \$1 million Public Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
    - iii. That Police Security, satisfactory to the Hamilton-Wentworth Regional Police be provided.

- iv. That precaution be taken by the organizers to ensure grounds are not damaged and financial restitution be made to the City for any damage that may occur.
  - v. That all City costs over the above the norm, incurred as a result of this event be paid by the applicant.
14. (a) That the Contract between the City of Hamilton and Sports Surfaces Inc. be increased by \$29 265 from \$153 000 to \$182 265 to include \$24 225 for curbing (based on \$8.50 per linear foot) and \$5 040 for fine grading (based on \$0.80 per square yard) for this track facility.
- (b) That the City Solicitor be directed to have the subject works added to the Contract with Sports Surfaces Inc.
- (c) That the increase of \$29 265 be funded from Account No. 0408-C6633 (Track Facility - Mohawk Sports Park).
15. (a) That permission be granted to the Hamilton Region Conservation Authority to install streamflow and rainfall gauges and construct a wooden pedestrian bridge (8m x 1m), at Albion Falls.
- (b) That an agreement, satisfactory to the Director of Public Works and the City Solicitor, be entered into between the City of Hamilton and the H.R.C.A. with regard to this installation.
- (c) That the actual location of the installation within the parkland be satisfactory to the Director of Public Works.
- (d) That the H.R.C.A. provide appropriate landscape buffering of the installation.
16. That a purchase order be issued to Copeland Marketing and Communication, Hamilton in the amount of \$16 000 to provide a Public Relations and Advertising Programme for Special Events of the Culture and Recreation Department during 1988 in accordance with specifications issued by the Manager of Purchasing and the Vendor's proposal.

NOTE: Lowest of two (2) proposals received. Funds provided in the Programme Events-Promotion Account #0367-0254.



17. That a purchase order be issued to Waterdown Sod Supply, Troy for the supply and delivery of #1 Nursery Sod as and when required during 1988 for the Parks Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, as follows:

- \$.95 per roll delivered
- .80 per roll picked up
- Provincial sales tax at 8%

NOTE: Lowest of five (5) tenders received. Funds provided in Various Accounts.

18. (a) That a purchase order be issued to London Caulking, London in the amount of \$65 148 to supply all labour and materials for waterproofing, caulking and sealing East Stand, Ivor Wynne Stadium for the Parks Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: As this work is to be completed prior to the start of the football season, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the, and appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

Only tender received. Funds provided in Stadium Improvements Account #0364-9823.

19. That a purchase order be issued to Carter Chev. Olds. Hamilton, in the amount of \$48 812.82 for the supply and delivery of Two (2) 1988 Crew Cab and Chassis for the Parks Division to the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Second Lowest of three (3) tenders received. Funds provided in Operating Equipment Account #0408-C8647.

- \* 20. That a purchase order be issued to Carter Chev. Olds, Hamilton in the amount of \$16 557.44 for the supply and delivery of One (1) 5 Passenger Window Van for Culture and Recreation Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Rental-Car Pool Account #0367-0181.

21. That a purchase order be issued to R.M.C. Equipment Ltd., Markham in the amount of \$14 013 for the supply and delivery of One (1) Toro Groundmaster Lawnmower for the Cemetery Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Operating Equipment Account 0359-5075.

- \* 22. That approval be given to the Hamilton Redbirds Baseball Team and the Hamilton Sports Parachuting Club to have a team of four skydivers land on the infield of the Bernie Arbour Stadium on Thursday, June 16 at 7:30 p.m. in conjunction with the pre-game ceremonies of the Opening Game.

RESPECTFULLY SUBMITTED,

R. C. Prowse  
Secretary  
1988 May 24

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE

\* Section 20 Withdrawn during Council

\*\* Section 22 Added during Council.

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **THIRTEENTH** Report for 1988 and respectfully recommends:

1. That an Option to Purchase the property at 25 Gerrard Street by Joseph Rawski on 1988 May 3 and scheduled to close on or before 1988 August 19 be **APPROVED AND COMPLETED**.

NOTE: This property is required in connection with the acquisition of lands in the Alpha Enclave (West) Plan 1 and has a frontage of 5.79 metres (19 feet) by a depth of 30.48 metres (100 feet) containing an area of 176.51 square metres (1,900 square feet), together with all structures erected thereon. The purchase price of \$57,500.00 and all costs and associated expenses, including Tenant Moving Allowances, to be charged to Account No. 0408-W75266. Demolition is to take place upon closing.

2. That an Offer to Purchase the lands of The Corporation of the City of Hamilton, Lot 38, Plan M-227, Hamilton Industrial Park #1, located on Nebo Road, duly executed on 1987 September 23 by the Purchasers, William Pickard and 441138 Ontario Ltd. and William Castle and approved by City Council on 1987 October 13, 19th Report of the Planning & Development Committee, Item #16 BE AMENDED as follows:

- (a) The names of the purchasers be amended to William Pickard, 441138 Ontario Ltd., Aiden Tuite and Luigi Centurami
- (b) The closing date of this transaction be extended to 1988 June 7.
- (c) Time is to remain of the essence of the agreement and all other terms and conditions of the agreement are to remain the same.

NOTE: Due to the recent death of William Castle, the two remaining partners found themselves financially unable to proceed with the purchase and development of their project. Two new partners, Aiden Tuite and Luigi Centurami have agreed to replace Mr. Castle's position and thus alleviating any potential financial problems.

3. That the Corporation of the City of Hamilton accept the sum of \$10,000.00 as cash payment in lieu of 5% dedication in connection with "TEMPLEMEAD GARDENS", Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper Ottawa Street and South of Stone Church Road in the Templemead Neighbourhood, Hamilton.



4. That the Corporation of the City of Hamilton accept the sum of \$2,820.00 as cash payment in lieu of 5% dedication in connection with "OAKLAND PARK EXTENSION NO. 5", Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Grays Road and south of Federal Street in the Riverdale East Neighbourhood, Hamilton.

5. That APPROVAL be given to delete the lands shown as the lands to be retained in Land Severance Application H-26-88 and to amend the draft approved plan of subdivision by the deletion of Lots 1 and 2, "DiGirgenti Court", under Regional File No. 25T-85017, City of Hamilton File No. SA-87-09, subject to the following conditions:

- (a) That the owner enter into a modified subdivision agreement which would cover the cost of services and the cost of the construction of the road (from Upper Paradise Road to the easterly rear lot line of the land proposed to be retained by Mrs. DiGirgenti).
- (b) That the owner enter into the modified subdivision agreement prior to the revision of draft approval.

NOTE: The purpose of the proposed amendment to the draft approved subdivision is to accommodate the consideration of an application by the Regional Land Division Committee for consent to convey two parcels of land fronting on Upper Paradise Road.

6. (a) That the City of Hamilton reserve its decision on Bill 94 pending the submission of the Student Housing Task Force recommendations (An Act to Prohibit Discrimination by Municipalities Against Unrelated Persons Occupying Residential Property) to the Planning and Development Committee and Council.
- (b) That the City Clerk be requested to forward Council's recommendation as referenced to in Section (a) above, to the Association of Municipalities of Ontario - Large Urban Section.
7. That the City of Hamilton withhold comment on Transport Canada's Report "The Hamilton Airport Land Use Plan" until the Region's study entitled "The Hamilton Airport Industrial Business Park Action Plan", which addresses many of the issues raised in Transport Canada's Report, has been completed.

NOTE: Copies of Transport Canada's Report "The Hamilton Airport Land Use Plan" were distributed to members of the Planning and Development Committee, and are available from the Secretary upon request.

8. (a) That Site Plan Control By-laws No. 87-223 and 79-275 BE AMENDED to include the lands at 18 Main Street East, (former Wentworth Arms property) as part of Schedule "B"; and
- (b) That the City Solicitor be directed to proceed with such action.

NOTE: The purpose of the By-law is to include the lands under Site Plan Control. Any development proposed for the site would then be required to submit various plans for approval.

9. (a) That APPROVAL be given to amended Zoning Application 88-08, Cidrachine Enterprises Ltd., owner (in trust), requesting a modification to the "K" (Heavy Industry, etc.) District, to allow 25 of the 216 required parking spaces to be accommodated off-site and to exempt the development from providing 2 loading spaces, for the property located at Nos. 293-335 Wellington Street North, as shown on the attached map marked as APPENDIX "A" on the following basis:
- (i) That notwithstanding Section 18A.(1)(a), a minimum of 216 parking spaces shall be required.
  - (ii) That notwithstanding Section 18A.(9), 25 of the required parking spaces shall be provided on the lands to the north municipally known as Nos. 317-359 Wellington Street North and cash in lieu for 15 spaces.
  - (iii) That notwithstanding Section 18A.(9), no loading and manoeuvring spaces shall be required.
  - (iv) That Section 18A.(1)(d) and (e) shall not apply.
  - (v) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1077, and that the subject lands on Zoning District Map E-3 be notated S-1077.
  - (vi) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and zoning District Map E-3.
  - (vii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the lands shown on Appendix "B" be added to Site Plan Control By-law 79-275 as amended by By-law 87-223.

NOTE: The purpose of this By-law is to provide a modification to the "K" (Heavy Industry) District for the property located at Nos. 293-335 Wellington Street North.

- (a) to exempt the development from providing two loading spaces (Section 18A.(1)(d) and (e), 18A.(9)); and,

- (b) to permit the development to provide 216 parking spaces instead of the legally required 322 spaces (Section 18A.(1)(a)); and,
- (c) to allow 25 of the required parking spaces to be provided off-site on the lands municipally known as Nos. 317-359 Wellington Street North (Section 18A.(9)).

10. (a) That APPROVAL be given to an amended Zoning Application 88-15, Cupido Realty and Insurance Limited, owner, requesting a change in zoning from "L-mr-2" (Planned Development Multiple Residential) District to "E-3" (High Density Multiple-Dwellings) District, modified, (for Block "1") and a further modification to the "E-3" (High Density Multiple Dwellings) District (for Block "2") to permit the redevelopment of the subject lands for a 6 storey, 76 unit multiple dwelling, for the properties located at Nos. 159-179 Hunter Street East and to retain the existing building at No. 167 Hunter Street East, as shown on the attached map marked as APPENDIX "C", on the following basis:

- (i) That Block "1" be rezoned for "L-mr-2" (Planned Development-Multiple Residential) District to "E-3" (High Density Multiple Dwellings) District.
- (ii) That the "E-3" (High Density Multiple Dwellings) District regulations as contained in Section 11C of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special requirements:
  - 1) That notwithstanding Section 11C(1a), the maximum height shall be 6 storeys.
  - 2) That notwithstanding Section 11C(2)(a), a minimum front yard of 5.2m shall be provided.
  - 3) That notwithstanding Section 11C(2)(b), a minimum easterly side yard of 6m and a minimum westerly side yard of 5.6m shall be provided.
  - 4) That notwithstanding Section 11C(2)(c), a minimum rear yard of 7m shall be provided.
  - 5) That notwithstanding Section 11C(4), the gross floor area ratio shall not exceed 2.45.
  - 6) That notwithstanding Section 11C(5) a minimum of 36% of the lot area shall be landscaped.
  - 7) That notwithstanding Section 11C, the building (No. 167 Hunter Street East) existing at the date of the passing of the By-law shall be permitted.



- 8) That notwithstanding Section 4(3), two residential buildings shall be permitted on the same lot.
- 9) That a visual barrier between 1.2m and 2.0m in height be provided along the northerly property line and the westerly property line except within 3m of the street line on Hunter Street.
- (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1078, and that the subject lands on Zoning District Map E-5 be notated S-1078;
- (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5;
- (v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That By-law 87-179 be repealed if a By-law for the proposed redevelopment at Nos. 159-169 Hunter Street East is passed and comes into effect.
- (c) That the conditions of the Hamilton-Wentworth Engineering Department be satisfied prior to the amending By-law being submitted to City Council for approval.

NOTE: The purpose of the proposed changes in zoning for properties located at Nos. 159-179 Hunter Street East on the following basis:

- (a) Block "1" Change in zoning from "L-mr-2" (Planned Development-Multiple Residential) District to "E-3" (High Density Multiple Dwellings) District, modified.
- (b) Block "2" Further modification to "E-3" (High Density Multiple Dwellings) District regulations.

The effect of the By-law is to permit the redevelopment of the subject lands for a 6 storey, 77 unit apartment building. The existing stone single family dwelling located at No. 167 Hunter Street East will be retained.

In addition, the By-law provides for the following variances and additional regulations:

- (a) the maximum height will be 6 storeys instead of the permitted 18 storeys;
- (b) to provide a minimum front yard of 5.2m instead of the required 7.96m;

- (c) to provide a minimum rear yard of 7m instead of the required 10.96m;
  - (d) to provide a minimum easterly side yard of 6m and a westerly side yard of 5.6m instead of the required 7.19m;
  - (e) to allow a gross floor area ratio of 2.45 instead of the permitted 2.28;
  - (f) to allow a minimum landscaped area of 36% instead of the required 40%;
  - (g) to allow two residential buildings on the same lot whereas only 1 residential building is permitted;
  - (h) to exempt the existing building (No. 167 Hunter Street East) from all yard requirements, landscaping requirements, etc.;
  - (i) to require a visual barrier between 1.2m and 2.0m in height along the northerly and westerly property lines (except for 3m from the street line).
11. That APPROVAL be given to Zoning Application 88-18, Amalgamated Transit Union Local 107, for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations, for property located at No. 26 Wilson Street East, as shown on the attached map marked as APPENDIX "D", on the following basis:
- (a) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special requirement:
    - (i) That notwithstanding Section 14.(1) of By-law No. 6593 a public hall having a maximum seating capacity of 120 persons shall be permitted on the second floor of the existing building.
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1079, and that the subject lands on Zoning District Map be notated S-1079;
  - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map No. E-4.
  - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations applicable to the subject property located at No. 26 Wilson Street East.

The effect of the By-law is to permit the second floor of the existing building to be used as a public hall having a maximum seating capacity of 120 persons.

12. That APPROVAL be given to Zoning Application 88-22, 690372 Ontario Inc. Lessee, for a change in zoning from "L-pn" (Planned Development - Public and Institutional) District to "G-3" - "H" (Public Parking Lots) Holding District, for property located at the rear of No. 2800 Barton Street East, being Ontario Hydro lands, as shown on the attached map marked as APPENDIX "E" on the following basis:
  - (a) That the amending By-law apply the holding provisions of Section 35(1) of the Planning Act R.S.O. to the subject lands, by introducing the holding symbol "H" as a suffix to the proposed zoning District. The holding provision will prohibit the development of the subject lands until such time as the applicant submits a site plan of the proposed parking lot for the approval of the Planning and Development Committee.
  - (b) That the subject lands be rezoned from "L-pn" (Planned Development Public and Institutional) District to "G-3" (Public Parking Lots) District;
  - (c) That the "G-3" (Public Parking Lots) District regulations as contained in Section 13C of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variance as a special requirement:
    - (i) That a 1.5m wide landscaped planting strip and a visual barrier not less than 1.2m in height and not greater than 2.0m in height be provided and maintained along and within the limits of the property being leased from Ontario Hydro to effectively screen the parking lot from surrounding residential development to the south, east and west.
  - (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1080, and that the subject lands on Zoning District Map be notated S-1080.
  - (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-123.
  - (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



NOTE: The amending by-law establishes the holding provisions of Section 35(1) of the Planning Act R.S.O. on the subject lands, by introducing the holding symbol "H" as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until such time as the applicant submits a site plan for the parking lot for the approval of the Planning and Development Committee. Removal of the holding restriction shall be conditional upon the submission of a site plan acceptable to the Planning and Development Committee and the passage of an amending By-law of City Council to remove the "H" symbol, and thereby give effect to the "G-3" provisions as stipulated in the amending By-law.

The purpose of the By-law is to provide for a change in zoning of a portion of hydro lands located at the rear of No. 2800 Barton Street East, from "L-pn" (Planned Development - Public and Institutional) District to "G-3" (Public Parking Lots) District.

The effect of the By-law is to permit the lands to be used for surplus parking purposes in conjunction with a Harvey's Restaurant adjoining the subject lands to the north at No. 2800 Barton Street East. In addition, the By-law requires a 1.5m wide landscaped planting strip and a visual barrier not less than 1.2m in height and not less than 2.0m in height to be provided and maintained along and within the limits of the property leased from Ontario Hydro to effectively screen the parking lot from surrounding residential lands to the south, east and west.

13. That Section 6 of the Nineteenth Report for 1987 of the Planning and Development Committee, adopted by City Council on 1987 October 13th, be amended, by adding the following clause:

"(p) That the Barnstown Neighbourhood Plan be amended accordingly to reflect the changes established by the draft plan of subdivision".

14. That Section 4 of the Eighth Report for 1988 of the Planning and Development Committee adopted by City Council on 1988 April 27th, be amended on the following basis:

- (a) That Section 4(A),(c) and (f) be amended by changing "10 Acorn Avenue" to "14 Acorn Avenue"; and
- (b) That Section 4(B) be amended by changing "10 Acorn Avenue" to "14 Acorn Avenue", and replacing Appendix "D" with a new Schedule, as herewith attached and marked APPENDIX "F".

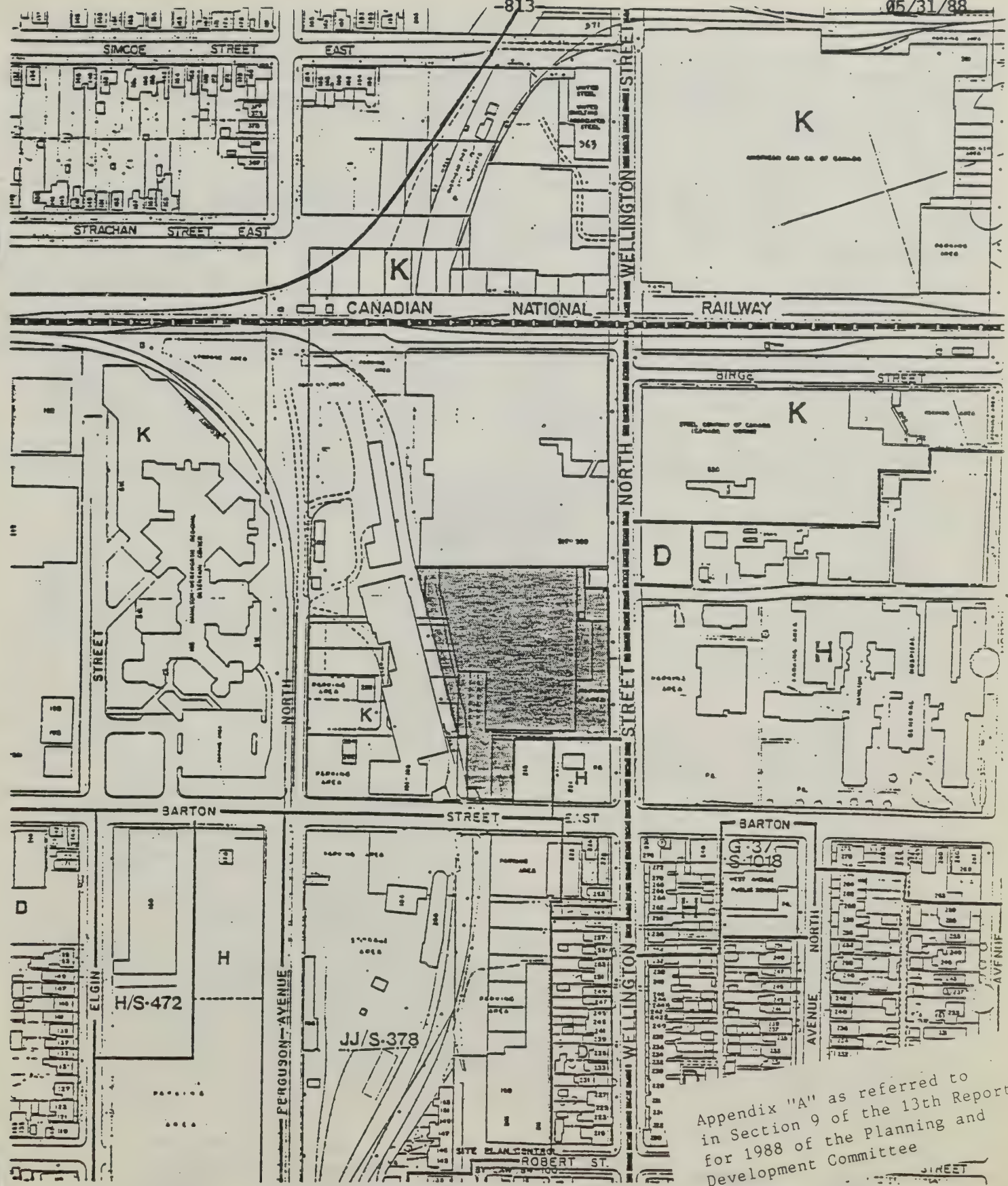
15. That leave be granted to introduce the following Bills:

- (a) Bill D-65 - A By-law to adopt the Crown Point West/Stipeley Community Improvement Plan.
- (b) Bill D-66 - A By-law to amend Zoning By-law No. 6593 respecting the Prohibition of Land Use in New Subdivisions Pending Availability of Fire Protection Services.
- (c) Bill D-67 - A By-law to amend By-law No. 86-99 respecting The Ottawa Street North Business Improvement Area.
- (d) Bill D-68 - A By-law to amend Zoning By-law No. 6593 respecting Lands Located At Municipal Nos. 863 and 867 Upper Paradise Road.

RESPECTFULLY SUBMITTED

ALDERMAN J. SMITH,  
CHAIRMAN  
PLANNING AND DEVELOPMENT  
COMMITTEE

SUSAN K. REEDER, SECRETARY  
1988 MAY 11th

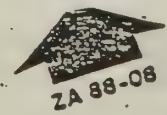


**LEGEND**



SITE OF THE APPLICATION

Appendix "A" as referred to  
in Section 9 of the 13th Report  
for 1988 of the Planning and  
Development Committee

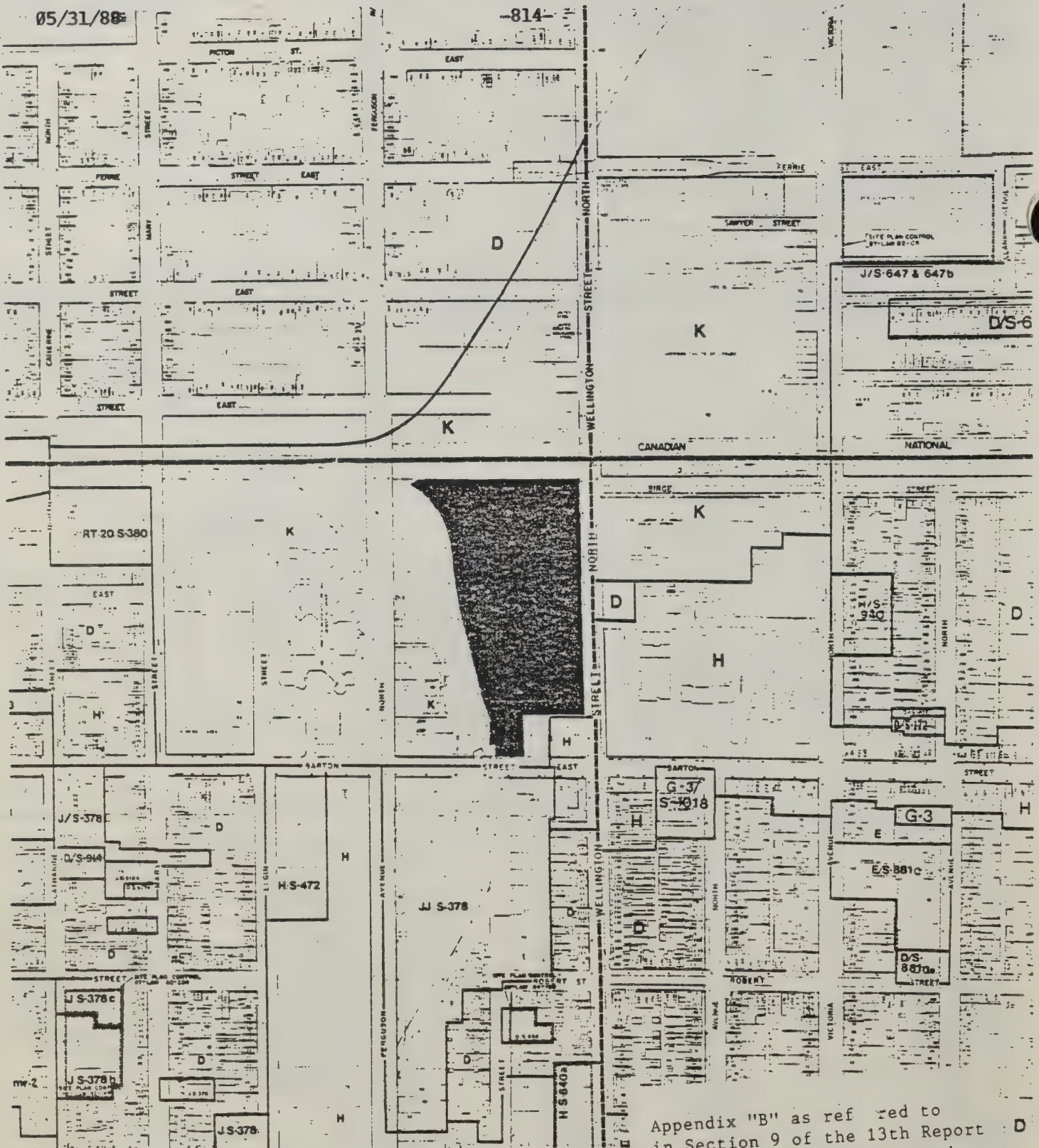


**APPENDIX A**



05/31/88

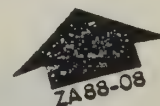
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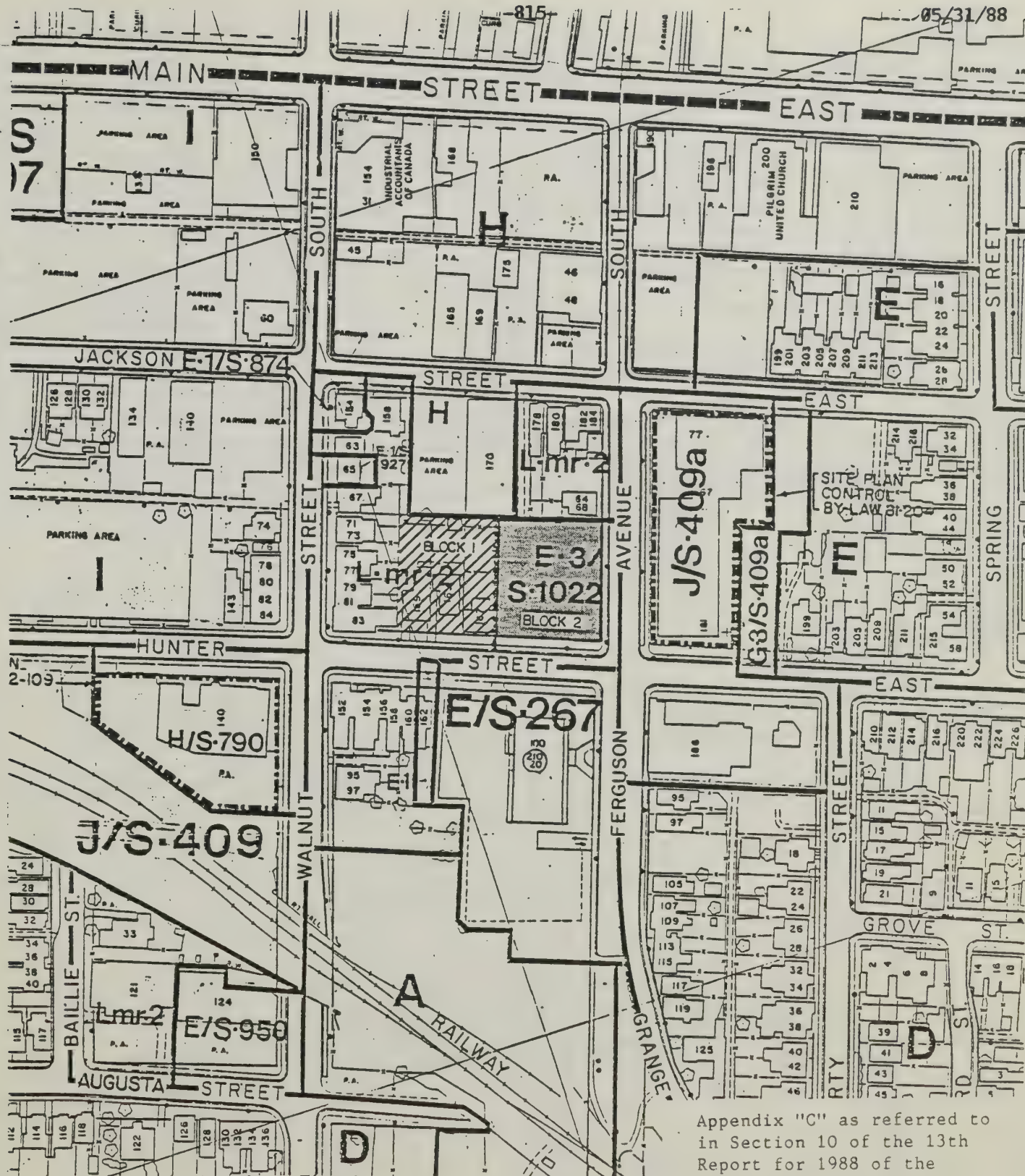
**Legend**



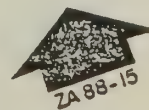
Lands to be added to Schedule 'A' of Site Plan Control  
By-Law 79-275 as amended by By-Law 87-233



Appendix "B" as referred to  
in Section 9 of the 13th Report  
for 1988 of the Planning and  
Development Committee

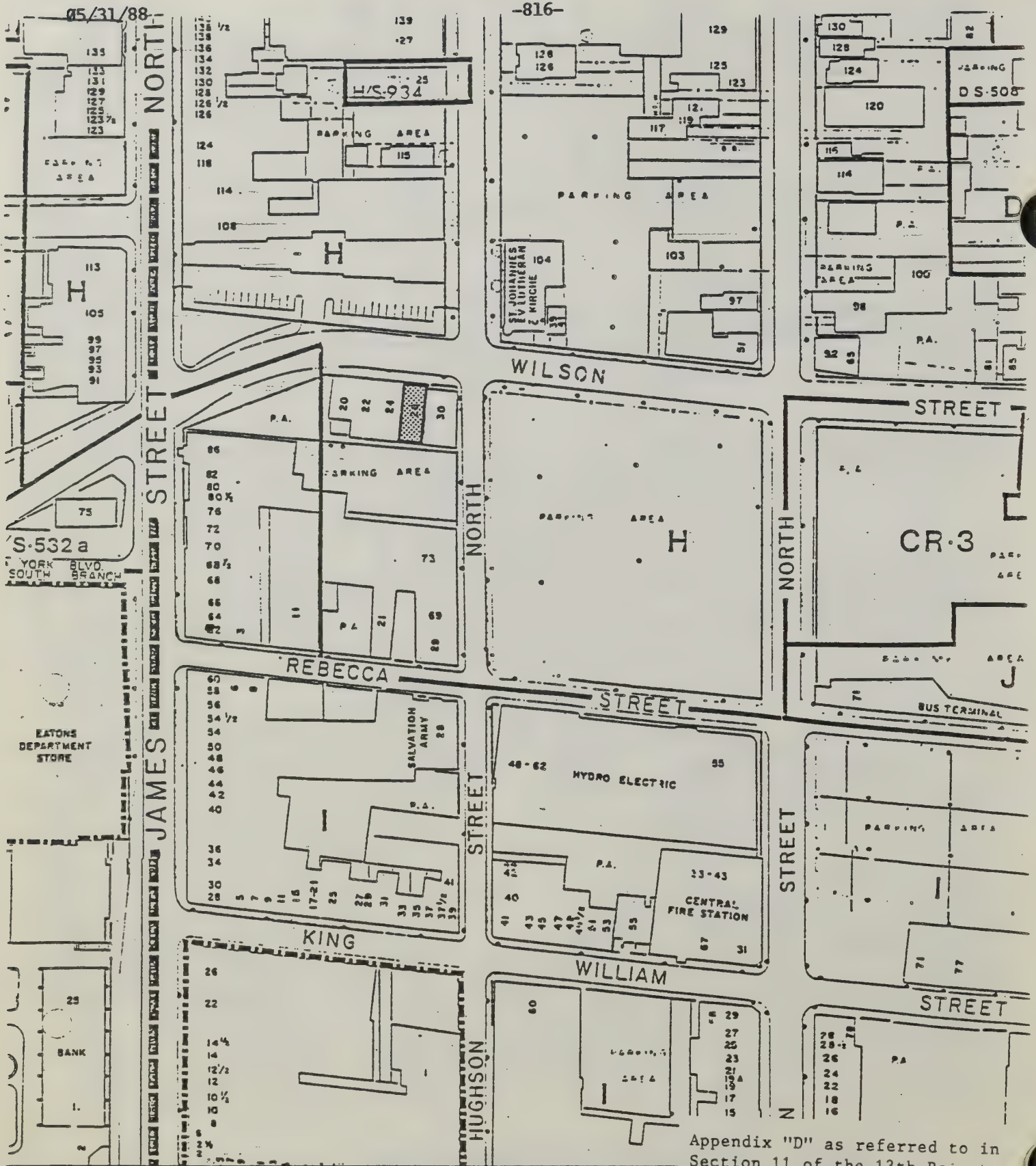


Appendix "C" as referred to in Section 10 of the 13th Report for 1988 of the Planning and Development Committee





05/31/88

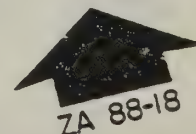


LEGEND



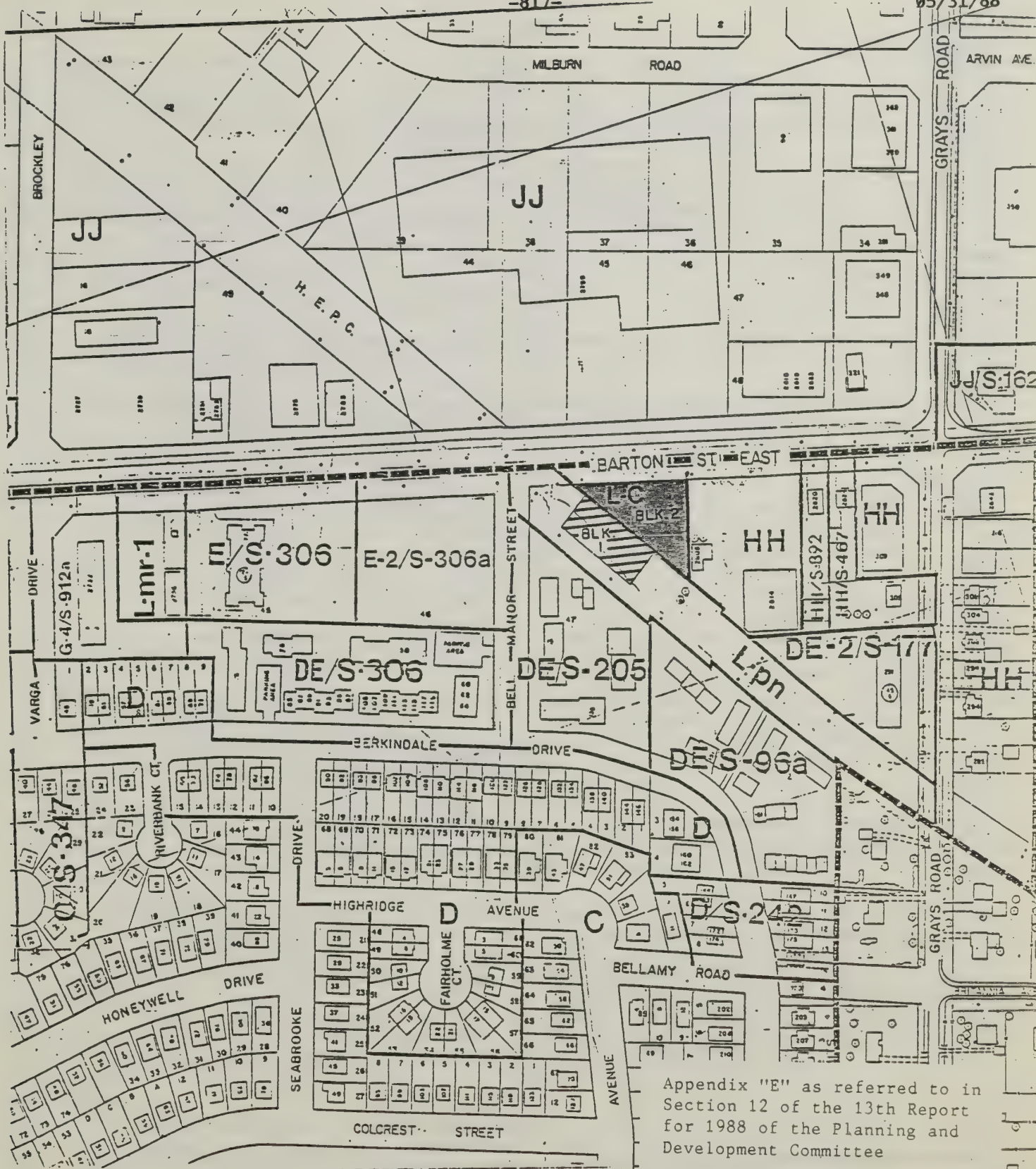
SITE OF THE APPLICATION

Appendix "D" as referred to in  
Section 11 of the 13th Report  
for 1988 of the Planning and  
Development Committee




ZA 88-18





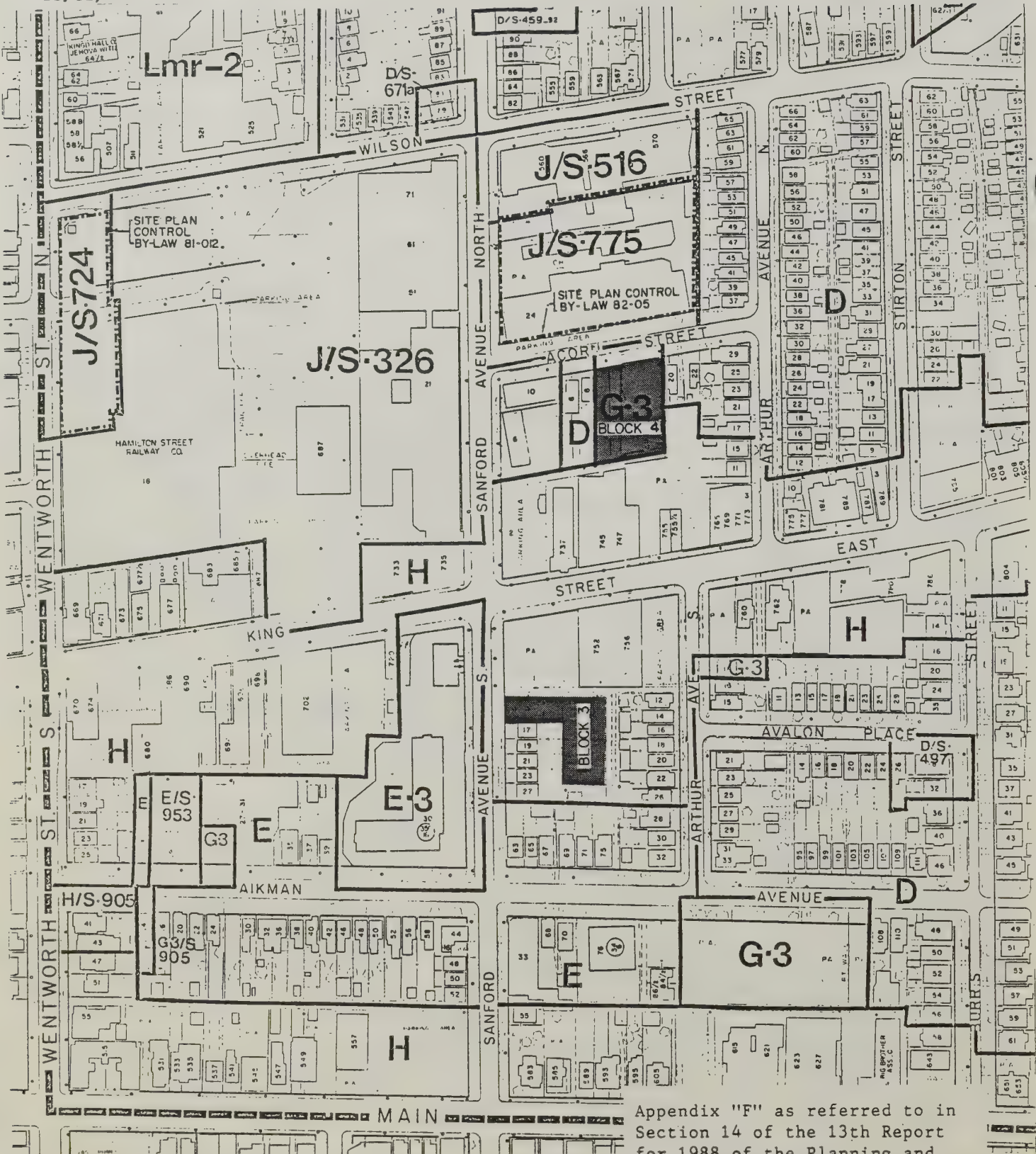
**LEGEND**

BLOCK 1  SITE OF THE APPLICATION.

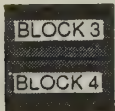
BLOCK 2  SITE OF PROPOSED HARVEY'S RESTAURANT.



Appendix "E" as referred to in  
Section 12 of the 13th Report  
for 1988 of the Planning and  
Development Committee

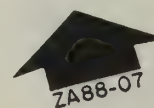


Legend



Lands to be added to Schedule 'A' of  
Site Plan Control By-Law 79-275

Appendix "F" as referred to in  
Section 14 of the 13th Report  
for 1988 of the Planning and  
Development Committee



Appendix 'B'



\* REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its FOURTEENTH Report for 1988 and respectfully recommends:

1. That Section (b) of the Terms of Reference for the Task Force to Review the Mandate and Structure of the Hamilton Harbour Commission, approved by City Council at its meeting held Tuesday, 1988 March 29th, which reads as follows:

"That the purpose of the review be to determine if the present mandate, structure and legislation in which the Hamilton Harbour Commission operates is best suited to meet the community needs and directions for the future development and control over the operations of Hamilton Harbour."

BE AMENDED to insert after "Harbour Commission", the words "and other jurisdictions".

2. That the Hamilton Harbour Commission be requested to prepare and make a presentation to the Wednesday, 1988 June 22nd meeting of the Task Force to Review the Mandate and Structure of the Hamilton Harbour Commission with respect to the Hamilton Harbour Commission's Future Plans for Shipping and Navigation.
3. (a) That the City of Hamilton's Appointee to the Hamilton Harbour Commission be requested to sit on the Task Force to Review the Mandate and Structure of the Hamilton Harbour Commission.
- (b) That the Minister of Transport Canada be requested to appoint a representative to sit on the Task Force to Review the Mandate and Structure of the Hamilton Harbour Commission; either as a full-voting member or as an observer.
- (c) That the Central Area Plan Implementation Committee be requested to appoint a representative to sit on the Task Force to Review the Mandate and Structure of the Hamilton Harbour Commission.

\* FOURTEENTH Report of the Planning & Development Committee added during Council



4. That the Building Commissioner be authorized to issue demolition permits for the demolition of the following properties:

- (a) 970 Upper Wellington Street.
- (b) 32 Rowanwood Avenue.
- (c) 41 Depew Street.
- (d) 43 Depew Street.

Respectfully Submitted

Alderman J. Smith, Chairman  
Planning and Development Committee

Susan K. Reeder  
Secretary

1988 May 31

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its SEVENTH Report for 1988 and respectfully recommends:

1. That a purchase order be issued to Starfield Safety Wear Manufacturing Co., Toronto, in the amount of \$94,500 including applicable taxes, for the supply and delivery of Fire Fighter Bunker Suits, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.  
  
NOTE: Lowest acceptable of three (3) proposals received. Funds provided in Protective Clothing - Bunker Suits Account No. 0341-0129.
2. That the position of Horticultural Technical Assistant, in the Public Works - Parks/Horticulture Section, be approved at the D-17 level of the Local 5 Collective Agreement.
3. (a) That the position of Supervisor - Gift Shop, Dundurn Castle, Department of Culture and Recreation, be paid at the Non-Union part-time level of R-1 (\$8.694/hour); and  
  
(b) That this rate be retroactive to 1988 February 1.
4. That the Appointments to and Terminations from both Permanent and Temporary Positions with The Corporation of the City of Hamilton to 1988 May 13th, as set out in the pages attached hereto and marked Appendix "A", BE APPROVED.

5. (a) That the two presently recognized positions of Superintendent of Streets and Sanitation and Assistant Superintendent of Streets and Sanitation be eliminated and replaced with two positions titled Superintendent of Streets and Sanitation in accordance with the revised Organization Chart, attached hereto and marked Appendix "B".
- (b) That a new position titled Supervisor Driver/Operator Safety and Claims Investigator be established, posted and filled.

Respectfully Submitted,

ALDERMAN M. KISS, CHAIRPERSON,  
PERSONNEL COMMITTEE.

Susan K. Reeder  
Secretary  
1988 May 25



THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY RANGE	RATE	EFFECTIVE DATE
Mr. Stephen C. Bailey	Garbage Truck Driver D9	Public Works	replacing Mr. Steve Popovich - resigned	\$12.192 to \$12.392	\$12.392 per hour (2 of 2)	April 11, 1988
Mr. Terry Brillinger	Truck Driver (Litter Container) (D-7)	Public Works	replacing Mr. T. Coady - promoted	\$12.067 to \$12.267	\$12.067 per hour (1 of 2)	May 8, 1988
Ms. Betty-Ann Brown	Cleaner (Whitehern) (C1D)	Whitehern division of Culture & Recreation	replacing Ms. D. Routenberg - retired	\$330.65	\$330.65 per week	May 10, 1988
Mr. Jeff Danby	By-Law Enforcement Constable (B5)	Traffic	replacing Mr. O. Maragno - retired	\$435.67 to \$509.81	\$467.43 per week (3 of 5)	May 9, 1988
Ms. Cindy M. Edwards	Stenographer IV (E2)	Fire	replacing Ms. Nancy Ansolo - promoted	\$339.51 to \$365.75	\$339.51 per week (1 of 3)	April 25, 1988
Mr. Paul B. Elcome	Probationary Firefighter (N1)	Fire	replacing Mr. W. Ferguson - retired	\$28,392.32	\$28,392.32 per annum	May 2, 1988
Ms. Monica Germain	Zoning Examiner & Code Correlator (A-10)	Building	replacing Mr. Z. Martyniuk - retired	\$544.99 to \$649.04	\$544.99 per week (1 of 5)	May 2, 1988
Mr. Robert Hamilton	Maintenance Supervisor (15)	Central Utility Plant division of H.E.C.F.I.	replacing Mr. L. Constantines - retired	\$36,886.20	\$36,886.20 per annum	May 9, 1988
Mr. Steven G. Harkovlyshyn	Probationary Firefighter (N1)	Fire	replacing Mr. W. McCulloch - retired	\$28,392.32	\$28,392.32 per annum	May 2, 1988

Prepared 1988 May 16

Appendix "A" as referred to in  
Section 4 of the SEVENTH Report  
for 1988 of the Personnel  
Committee.

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Charles J. Haynes	Maintenance and Inventory Clerk (A2)	Culture & Recreation	replacing Mr. E. Pavao - promoted	\$356.39 to \$419.55	\$356.39 per week (1 of 5)	May 2, 1988
Mr. Donald Inglis	Assistant Manager, Property Mtce. Division (I)	Property Maintenance division of Property Department	replacing Mr. R. Swan - promoted	\$45,102.20 to \$53,144.52	\$45,102.20 per annum (1 of 5)	May 2, 1988
Ms. Margaret Lees	Events Co-ordinator (12)	Convention Centre division of H.E.C.F.I.	replacing Ms. A. Murphy - resigned	\$27,278.68	\$27,278.68 per annum	April 11, 1988
Mr. Douglas Lobo	Manager, Streets & Sanitation (E)	Public Works	replacing Mr. B. A. Court - retired	\$58,144.32 to \$68,468.40	\$58,144.32 per annum (1 of 5)	May 2, 1988
Mr. Brian J. Loreto	Solicitor III (J)	City Solicitor's	replacing Mr. P. Shen - resigned	\$43,145.96 to \$50,862.24	\$43,145.96 per annum (1 of 5)	May 2, 1988
Mr. Barry L. McDougall	Probationary Firefighter (N1)	Fire	replacing Mr. G. Kavuk - retired	\$28,392.32	\$28,392.32 per annum	May 2, 1988
Mr. Lawrence G. Michor	Probationary Firefighter (N1)	Fire	replacing Mr. R. Lewington - retired	\$28,392.32	\$28,392.32 per annum	May 2, 1988
Mr. Bryan Moon	Senior Building Inspector (A-16)	Building	replacing Mr. D. Inglis - promoted	\$673.74 to \$782.78	\$719.72 per week (3 of 5)	May 2, 1988

Prepared 1988 May 16

**THE CORPORATION OF THE CITY OF HAMILTON**  
**APPOINTMENTS TO PERMANENT POSITIONS**

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Charles W. Newell	Motor Mechanic Helper (D9)	Central Garage division of Public Works	replacing Mr. B. Park - promoted	\$12.192 to \$12.392	\$12.192 per hour (1 of 2)	April 26, 1988
Mr. Michael J. Roach	Probationary Firefighter (H1)	Fire	replacing Mr. J. Redding - retired	\$28,392.32	\$28,392.32 per annum	May 2, 1988
Ms. Christine Shepherd	Stenographer I (E-5)	City Solicitor's	replacing Ms. D. Ratford - resigned	\$406.87 to \$457.46	\$406.87 per week (1 of 4)	May 9, 1988
Mr. D. Larry Taylor	Refrigeration/AC Technician (M-17)	Central Utility Plant division of H.E.C.F.I.	replacing Mr. G. Lepitre - promoted	\$16.00	\$16.00 per hour (1 of 1)	May 2, 1988
Ms. Caroline Thompson	Typist Clerk II (E-2)	Building	replacing Ms. E. Salciolli - promoted	\$339.51 to \$365.75	\$339.51 per week (1 of 3)	April 18, 1988
Ms. Sandra Tucker	Building Inspector (A-12)	Building	replacing Mr. B. Moon - promoted	\$588.12 to \$689.97	\$588.12 per week (1 of 5)	May 2, 1988
Mr. David Tulloch	Machinist (D-17)	Central Garage division of Public Works	replacing Mr. J. Johnston - resigned	\$14.523 to \$14.723	\$14.523 per hour (1 of 2)	May 2, 1988
Mr. Martin H. White	Traffic Operations Technologist (A-14)	Traffic	new position - as per 1987 Budget	\$605.62 to \$721.18	\$721.18 (5 of 5)	May 9, 1988 per week

Prepared 1988 May 16



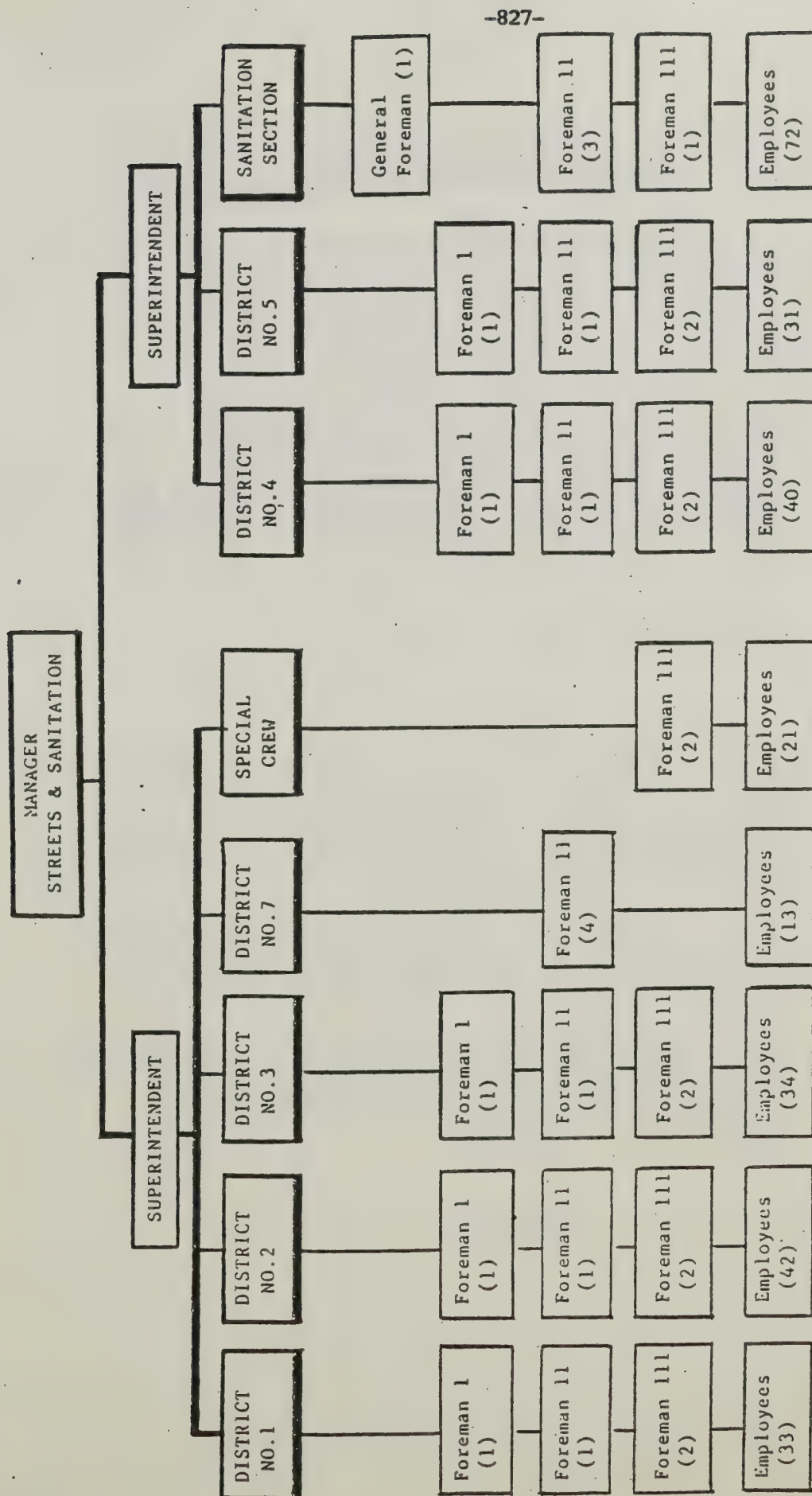
THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Ms. Ellen Arcas	Typist Clerk II	Treasury	resigned	3 months	March 18, 1988
Mr. L. Constantiniides	Plant Maintenance Supervisor	Central Utility Plant division of H.E.C.F.I.	retired	26 years, 3 months	April 29, 1988
Ms. Cheryl Dembe	Administrative Assistant II	Mayor's Office City Clerk's	resigned	19 years	May 13, 1988
Mr. Trevor Hardy	Chief Draftsman	Traffic	resigned	3 years	April 29, 1988
Ms. Gloria Kerr	Administrative Assistant III	City Clerk's	retired	26 years, 3 months	May 31, 1988
Ms. Deborah Ratford	Stenographer I	City Solicitor's	resigned	7 years, 1 month	April 15, 1988
Mr. Ross Robertson	Systems Analyst	Systems division of Treasury	retired	10 years, 1 month	May 1, 1988
Mr. M. Siena	Concrete Finisher	Public Works	resigned	10 months	May 2, 1988

Prepared 1988 May 16

DEPARTMENT OF PUBLIC WORKS  
STREETS & SANITATION DIVISION  
ORGANIZATION CHART

MAY 1988



-827-

05/31/88

ADDITIONAL EMPLOYEES.

Winter Operations: 40 men for 4 months for each superintendent  
 Summer Operations: 30 students for 4½ months for each supt.  
 Special Government Make Work Projects: 15 men for 6-8 weeks for each supt.

LOWER CITY AND SPECIAL CREWS

Foremen.....	18
Employees....	143
<b>Total</b>	<b>161</b>

MOUNTAIN AND CITY WIDE SANITATION

Foremen.....	13
Employees....	143
<b>Total</b>	<b>156</b>

Appendix "B" as referred to in Section 5 of the SEVENTH Report for 1988 of the Personnel Committee.

\* REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its TENTH Report for 1988 and respectfully recommends:

1. That a purchase order be issued to G. C. Duke Equipment Limited, Burlington in the amount of \$218 386 including applicable taxes, for the replacement of Two (2) 24,000 lbs. GVW Trucks complete with Aerial Devices #9622/39 for the Central Garage Division of the Public Works Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of five (5) tenders received. Funds provided in Depreciation Account #0280-01.

2. (a) That the 1987 Audited Financial Report be received.
- (b) That the City Treasurer arrange to publish on one occasion, the required 1987 financial statements, based on the audited report, in The Hamilton Spectator as soon as possible and in accordance with regulation provided by the Ministry of Municipal Affairs, but in any event, within sixty days of receiving the audited statements according to a regulation of the Ministry of Municipal Affairs.
- (c) That selected statements of the 1987 audited Financial Report be printed in brochure type report form for distribution to banks, other financial institutions and other interested parties.

NOTE: Copies of this 1987 Audited Financial Report were previously forwarded to the members of City Council. Additional copies, if required, are available from the Secretary, Finance Committee or the Treasurer.

\* TENTH Report of the Finance Committee  
added during Council



- \* 3. That the postage now provided by the City of Hamilton on parking tag return envelopes, involving an annual cost of approximately \$37 000 be discontinued effective with the receipt of the next order of parking tag forms.

NOTE: The 1988 current estimates of the Treasury Department were approved in 1988 based on the assumption that the cost of postage, relating to the return envelopes on parking tags, would be removed.

The Finance Committee further wishes to advise that staff have conducted a survey of other large Ontario Municipalities, and of eleven (11) contacted, only one (1) provided a return envelope and prepaid postage.

4. That a contribution of \$500.00 to the fund raising drive to restore the cenotaph at the Princess Elizabeth School in West Hamilton be approved and charged to Account No. 0378-2798 - Unclassified Expenditures.

RESPECTFULLY SUBMITTED,

J. J. Schatz  
Acting Secretary  
1988 May 31

ALDERMAN P. VALERIANO, CHAIRMAN  
FINANCE COMMITTEE

\* Recorded Vote, see page 786

## REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its THIRD Report for 1988 and respectfully recommends:

1. That approval be given to the following applicants to form the respective examining panels of the Trade Licence Examining Board.

## CHAIRMAN - BRIAN D. ALLICK

## BUILDING REPAIR CONTRACTOR

Brian Allick  
Robert Bradshaw  
George Korz  
Donald MacLeod

## PLUMBING

Charles Hewitt  
Michael Holm  
Harley Allison

## HEATING

Richard Taffs  
John Skinner  
David Gibson

## ELECTRICAL

Donald Langdon  
Earl Sanders  
Donald MacIntyre

## DRAINS

John Walker  
Larry Groves  
Harry Peacock

With the approval of the above recommendation, the new members will replace the present members of the Trade Licence Examining Board.

Note: For the information of Members of City Council:

The City of Hamilton Licensing Committee, at its meeting held May 12, 1988, approved the above applicants for the Trade Licence Examining Board.

In the last few years the overall number of members of the Examining Board has been reduced by attrition. To fill the vacant positions, we have received 3 applications for the Heating panel; 2 for the Plumbing panel; 1 for the Drain panel and 3 for the Electrical panel. From these submissions, the above Board of Examiners has been selected. Each one of those people chosen are licensed. Consequently, these recommendations bring the Examining Board to the strength required by the By-law.

Respectfully submitted,

ALDERMAN P. VALERIANO, CHAIRMAN

S. J. Dembe, Secretary  
May 13, 1988

MEETING OF HAMILTON CITY COUNCIL  
TUESDAY, JUNE 28, 1988  
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley,  
Copps, Christopherson, Wheeler, Smith, Cowell, Gallagher,  
Merling, Murray, Ross.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend George Horton, King Street Baptist Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow made the following presentations:

- 1) Mr. J. Stradwick with respect to the staging of the very successful Scattolon International Cycling Race on Sunday, May 29, 1988.
- 2) Mr. Alex Park, Programme Manager, Cable 14, in recognition of winning a prestigious video award for Cable T.V. Stations.
- 3) Mr. Gord Cumming in recognition of being named "Taxicab Driver of the Year" and "Taxicab of the Year."

The minutes of the meeting of May 31, 1988, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Objections to the rezoning of property owned by Mr. Marvin J. Wasserman, re "Kernighan Proposed Plan", dated June 22, 1988.
2. Letter from Mr. E. A. Simpson, City Clerk, advising objections received to By-law Number 88-127, dated June 16, 1988. NO ACTION TAKEN.
3. Application from Janet and Jack Tarbutt, 1446 Upper Ottawa Street, Hamilton, Ontario, for a change in zoning, property located at 1446 Upper Ottawa Street, dated May 31, 1988.
4. Application from Luigi and Maria DelSordo, 31 Lawfield Drive, Hamilton, Ontario, for a change in zoning, property located at 205 Nebo Road, dated May 31, 1988.
5. Application from Castleview Holdings Inc., c/o Rick Holmes, 505 York Street, Hamilton, Ontario, for a change in zoning, property located at 577 York Street, dated June 3, 1988.
6. Application from Westmount Homes, 662 Fennell Ave. East, Hamilton, Ontario, for a change in zoning, property located at the rear of 1258 Upper Wentworth Street, dated June 6, 1988.



7. Application from Hamilton General Homes (1971) Ltd., 590 Seaman Street, Stoney Creek, Ontario, for a change in zoning, property located on the north side of Stonechurch Road between Upper Sherman Avenue and Upper Wentworth Street, dated June 8, 1988.
8. Application from Clement Chan, John Chan, Pauline Kan, 1053 Main Street West, Hamilton, Ontario, for a modification to the "HH" District for property located at 1053 Main St. West, dated June 10, 1988.
9. Application from 683595 Ontario Inc. (Nesci Developments), 19 Stella Court, Hamilton, Ontario, for a change in zoning, property located at 694 Pritchard Road and 1565 Rymal Road East, dated June 17, 1988.
10. Application from Leucio and Concetta Zoccolillo, 48 Algonquin Court, Hamilton, Ontario, for a change in zoning, property located at 990 West Fifth Street, dated June 17, 1988.
11. Application from Jose Inacio Santinhos and Ana Da Costa Santinhos, 158 Dundurn Street North, Hamilton, Ontario, for a change in zoning, property located at 158 Dundurn St. North, dated June 21, 1988.
12. Application from John Paisley In Trust, 2349 Fairview Street, Burlington, Ontario, for a change in zoning, property located at 1405, 1411, 1417 Upper James Street, dated June 23, 1988.
13. Petition signed by Buchanan Park neighbours re definition of "Day Nursery" in Zoning By-law No. 6593.
14. Status report from Hamilton-Wentworth Third Sector Employment Enterprises, 77 Niagara Street, Hamilton, Ontario, on the blue box recycling programme, dated June 24, 1988. NOTED.

\* \* \* \* \*

It was moved by Alderman Christopherson and seconded by Alderman Copps.

RESOLVED: that Section 8 of the Rules of Order be invoked in order to permit Council to consider a motion to congratulate the Minister of Education and the local School Boards for their efforts in resolving the dispute over the re-distribution of school facilities. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: 0. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Cooke.

RESOLVED: that Council extend its heartfelt appreciation for the resolution of the school transfer issues announced recently by the Minister of Education and the Chairmen of the Hamilton Public and Hamilton-Wentworth Roman Catholic Separate Boards of Education to The Honourable Chris Ward, Minister of Education, Province of Ontario, Mrs. Ruth Van Horne, Chairman of the Hamilton Board of Education, and Father Kyran Kennedy, Hamilton-Wentworth Roman Catholic Separate School Board and, through them, to all of their respective colleagues. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: 0. - CARRIED.

\* \* \* \* \*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Copps in the chair.

\* \* \* \* \*

(A) EXECUTIVE COMMITTEE - FOURTEENTH REPORT.

Recorded vote on Section 15.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Kiss, Hinkley, Copps, Christopherson, Wheeler. - 5. CARRIED.

\* \* \* \* \*

Recorded vote on Section 16.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Christopherson, Wheeler, Smith, Cowell, Merling, Murray, Ross. - 13.

NAYS: Aldermen Hinkley, Copps, Gallagher. - 3. CARRIED.

\* \* \* \* \*

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - TENTH REPORT.

The recommendation of the Executive Committee on Section 13 was carried.

\*\*\*\*\*

Alderman Agostino declared personal interest in, took no part in the debate, and refrained from voting on Section 15 as he does business with the applicant.

\*\*\*\*\*

Recorded vote on Section 17.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 15.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*

Recorded vote on Section 18.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Rose. - 15.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*

Recorded vote on Section 44.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 15.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*



It was moved by Alderman Murry and seconded by Alderman Ross.

RESOLVED: that Section 61 be amended by deleting everything after the word "investigate" in the second line, reading as follows:

"the feasibility of re-opening Gosford Drive to Gilchrest in the Gurnett Neighbourhood.",

and substituting the following in lieu thereof:

"... and report back to the Transport and Environment Committee with a recommendation which would accommodate the re-opening of Gosford Drive to Gilchrest in the Gurnett Neighbourhood." - CARRIED.

\*\*\*\*\*

Alderman Agro declared personal interest in, took no part in the debate, and refrained from voting on Section 63 as he does business with the Company referred to therein.

\*\*\*\*\*

Recorded vote on Section 63.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 14.

NAYS: Alderman Valeriano. - 1. CARRIED.

Alderman Agro took no part in this vote as per above notation.

\*\*\*\*\*

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution and By-law respecting parking regulations in the vicinity of Park Street North between Vine and Cannon Streets. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that the following be added to Section 64 as Subsection (k):

"(k) Bill 57 By-law to Amend By-law 66-100 to Regulate Traffic." - CARRIED.

\*\*\*\*\*

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: that the following be added as Section 65:

- "65. a) That a 'Permit Parking' regulation be implemented on the east side of Park Street North between Vine Street and a point 170 feet south of Cannon Street; and
- b) That parking be prohibited on the east side of Park Street North between Cannon Street and a point 170 feet southerly therefrom; and
- c) That parking be prohibited on the west side of Park Street North between Vine and Cannon Streets; and
- d) That the City Traffic By-law 66-100 be amended accordingly; and
- e) That the Director of Traffic Services be authorized to issue one parking permit, upon request, on a first come, first served basis to the first three applicants residing in one, two or three family dwellings abutting the block." - CARRIED.

\*\*\*\*\*

(C) PARKS AND RECREATION COMMITTEE - FOURTEENTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Murray, Ross. - 13.

NAYS: Alderman Gallagher. - 1. CARRIED.

\*\*\*\*\*

(D) PLANNING AND DEVELOPMENT COMMITTEE - FIFTEENTH REPORT.

Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro,  
McCulloch, Valeriano, Hinkley, Copps,  
Christopherson, Wheeler, Smith, Gallagher. - 12.

NAYS: Aldermen Merling, Murray, Ross. - 3. CARRIED.

\* \* \* \* \*

Recorded vote on Section 3.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro,  
McCulloch, Valeriano, Hinkley, Copps,  
Christopherson, Wheeler, Smith. - 11.

NAYS: Aldermen Gallagher, Merling, Murray,  
Ross. - 4. CARRIED.

\* \* \* \* \*

It was moved by Alderman Gallagher and seconded by  
Alderman Agro.

RESOLVED: that Section 5 be referred back. -

YEAS: Aldermen Agro, Gallagher. - 2.

NAYS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch,  
Valeriano, Hinkley, Copps, Christopherson,  
Wheeler, Smith, Cowell, Merling, Murray,  
Ross. - 14. LOST.

\* \* \* \* \*

Recorded vote on Subsection (c) of Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch,  
Valeriano, Hinkley, Copps, Christopherson,  
Wheeler, Smith, Cowell, Gallagher, Merling,  
Murray. - 14.

NAYS: Aldermen Agro, Ross. - 2. CARRIED.

\* \* \* \* \*



It was moved by Alderman Ross and seconded by Alderman Cowell.

RESOLVED: That Sub-clause (ii) of Subsection (d) of Section 5 be amended by adding, after the words "Day Nursery", in the fourth line, the following:

"... and/or a residential care facility ..." -

YEAS: Aldermen Kiss, Copps, Cowell, Gallagher, Merling, Ross. - 6.

NAYS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Wheeler, Smith, Murray. - 10. LOST.

\* \* \* \* \*

Recorded vote on Subsection (d) of Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Murray. - 12.

NAYS: Aldermen Agro, Gallagher, Merling, Ross. - 4. CARRIED.

\* \* \* \* \*

Recorded vote on Subsection (e) of Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Murray, Ross. - 14.

NAYS: Aldermen Gallagher, Merling. - 2. CARRIED.

\* \* \* \* \*

Recorded vote on Subsection (g) of Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Gallagher, Murray, Ross. - 15.

NAYS: Alderman Merling. - 1. CARRIED.

\* \* \* \* \*

It was moved by Alderman Murray and seconded by Alderman Merling.

RESOLVED: that Sub-clause (ii) of Subsection (a) of Section 8 be amended by deleting everything after the word "Agreement" in the fourth line, reading as follows:

"that the City may obtain, at the Subdivider's expense, the required Certificate and recover the cost thereof out of the security held by the City pursuant to the Subdivision Agreement, and;"

and substituting the following in lieu thereof:

"... that the City may do the work necessary to obtain the certificate and recover the cost thereof out of the security held by the City pursuant to the Subdivision Agreement, and". - CARRIED.

\*\*\*\*\*

Recorded vote on Section 32.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Valeriano, Hinkley, Copps, Christopherson, Smith, Cowell, Merling, Murray, Ross. - 13.

NAYS: Alderman Wheeler. - 1. CARRIED.

\*\*\*\*\*

It was moved by Alderman Ross and seconded by Alderman Cooke.

RESOLVED: that the NOTE in Section 34 be amended by adding the following sentence after the first paragraph:

"The City Solicitor will advise the Planning and Development Committee immediately once a Court decision has been made in either of these cases in order that this matter can be lifted from the table." - CARRIED.

\*\*\*\*\*

It was moved by Alderman Smith and seconded by Alderman Ross.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a Bill respecting the Appointment of Building Inspectors. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Smith and seconded by Alderman Ross.

RESOLVED: that the following be added to Section 35 as Subsection (1):

"(1) Bill D-80 A By-law to Amend By-law No. 87-312 Respecting Appointment of Inspectors." - CARRIED.

\*\*\*\*\*

(E) LEGISLATION COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Hinkley and seconded by Alderman Valeriano.

RESOLVED: that Section 9 be tabled. - CARRIED.

\*\*\*\*\*

(F) PERSONNEL COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Ross and seconded by Alderman Hinkley.

RESOLVED: that Section 11 be amended by substituting the letter "F" in place of the letter "E" in the second line, and by deleting the words "(3rd step), retroactive to 1988 January 1", and substituting in lieu thereof the words "retroactive to 1987 January 1." -

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Hinkley, Cowell, Ross. - 6.

NAYS: Aldermen Kiss, Copps, Christopherson, Wheeler, Smith. - 5. CARRIED.

\*\*\*\*\*

Recorded vote on Section 11, as amended.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Hinkley, Cowell, Ross. - 6.

NAYS: Aldermen Kiss, Copps, Christopherson, Wheeler, Smith. - 5. CARRIED.

\*\*\*\*\*



It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that Section 13 be referred back. - CARRIED.

\*\*\*\*\*

(G) FINANCE COMMITTEE - ELEVENTH REPORT.

It was moved by Alderman Christopherson and seconded by Alderman Merling.

RESOLVED: that Section 9 be amended by deleting the word "not" immediately before the words "be approved" in the third line. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Christopherson, Wheeler, Smith, Merling, Murray, Ross. - 12.

NAYS: Aldermen Valeriano, Cowell. - 2. CARRIED.

\*\*\*\*\*

(H) INFORMATION SYSTEMS COMMITTEE - (June 15, 1988).

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that Alderman D. Christopherson be appointed Acting Mayor for the month of July, 1988. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Ross. - 11.

NAYS: 0. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-16, A-17,  
B-47, B-48, B-49, B-50, B-51, B-52, B-53, B-54, B-55,  
B-56, B-57,  
D-39, D-69, D-71, D-72, D-73, D-74, D-75, D-76, D-77,  
D-78, D-79, D-80,

E-8, E-9 - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Copps in the chair.

A-16, A-17,  
B-47, B-48, B-49, B-50, B-51, B-52, B-53, B-54, B-55,  
B-56, B-57,  
D-39, D-69, D-71, D-72, D-73, D-74, D-75, D-76, D-77,  
D-78, \*D-79, D-80,  
\*\*E-8, E-9.

\*\*\*\*\*

Consideration of the Bills (second reading).

\*Recorded vote on Bill D-79.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Valeriano, Hinkley, Copps, Christopherson, Wheeler, Smith, Gallagher, Ross. - 12.

NAYS: Alderman Cowell. - 1. CARRIED.

\*\*Recorded vote on Bill E-8.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Valeriano, Hinkley, Christopherson, Wheeler, Smith, Gallagher, Ross. - 11.

NAYS: Alderman Copps. - 1. CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bills be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Copps, Christopherson, Wheeler, Smith, Cowell, Ross. - 11.

NAYS: 0. - CARRIED.

\*\*\*\*\*

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time:

A-16, A-17,  
B-47, B-48, B-49, B-50, B-51, B-52, B-53, B-54, B-55,  
B-56, B-57,  
D-39, D-69, D-71, D-72, D-73, D-74, D-75, D-76, D-77,  
D-78, D-79, D-80,  
E-8, E-9 - CARRIED.

\*\*\*\*\*

City Council adjourned at 12.55 o'clock, a.m.

\*\*\*\*\*



REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council

The Executive Committee presents its FOURTEENTH Report for 1988 and respectfully recommends:

1. (a) That the approved gross costs of the Kenilworth Branch Library Renovations be increased from \$471 160. to \$493 916.68, and that the additional cost of \$22 756.68 be financed from the Reserve for Capital Project - Library Account No. 0280-43.
- (b) That the City Solicitor be authorized and directed to make application to have the gross cost authority for the Kenilworth project (OMB No. 860627 dated August 12, 1986) increased from \$404 000. to \$493 916.68 with no change in the debenture authority previously approved.

NOTE: With the adoption of section 12 of the Third Report of the Executive Committee, City Council at its meeting on February 24, 1987 approved an increase in this Project of \$67 160. from \$404 000. to \$471 160. The February 1987 resolution did not however, authorize an application to the Ontario Municipal Board to increase the gross cost of the Project. The application referred in subsection (b) is to seek OMB approval for the original \$67 160. increase as well as the \$22 756.68.

2. (a) Approval to proceed with the various Equipment Replacements and additions for the Hamilton Convention Centre in the estimated amount of \$53 000. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That this expenditure be financed from the HECFI Reserve Account No. 0280-48.

NOTE: The replacement and new equipment includes cash registers, overhead spot lights, heating wagons, piano and various pieces of small equipment.

3. That approval be granted to proceed with modifications to the Mechanical Tower Roofing for Copps Coliseum at an estimated cost of \$9 650. and that this cost be financed from within the available funds in the general construction Account 0408-U3253 Trade Centre Arena.

NOTE: This Project was approved by the HECFI Board of Directors at its meeting on June 17, 1988.

4. That the purchase of the Fire Pump Truck for the proposed Upper Wellington Fire Station at a gross cost of \$300 000. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget be approved and financed from the Reserve for Capital Projects, Account No. 0280-27.

NOTE: This vehicle is required for the proposed fire station at Upper Wellington Street near Stone Church Road. In order to receive delivery on time for the proposed opening which is scheduled for late 1990, authorization to proceed with the purchase is required at this time.

The Personnel Committee approved this Capital Project at its meeting held June 22, 1988.

5. (a) That the construction of an independent concrete sidewalk at the following locations be proceeded with as local improvements pursuant to Section 12 of The Local Improvement Act, at an estimated gross cost of \$24 500. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget:
  - (i) Stone Church Road West, north side, from Upper Paradise Road to approximately 120m easterly;
  - (ii) Stone Church Road West, south side, from Upper Paradise Road to approximately 48m easterly; and,
  - (iii) Stone Church Road West, south side, from approximately 193m east of Upper Paradise Road to approximately 38m easterly.
- (b) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of owner's share of \$14 791.60, as well as City's share of \$9 708.40 by the issuance of debentures totalling \$24 500. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$24 500. for a term not to exceed 15 years for this Project.
- (c) That the Commissioner of Engineering be authorized and directed to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and,
- (d) That the City Clerk and City Treasurer be authorized and directed to give the necessary notice of the Council's intention to undertake these works.

NOTE: The Transport and Environment Committee approved this Project at its meeting held June 20, 1988.

6. (a) That the construction of an independent concrete sidewalk on the east side of Lake Avenue between Huckleberry Drive and Delawana Drive be proceeded with as a Local Improvement pursuant to Section 12 of The Local Improvement Act, at an estimated gross cost of \$18 600. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of owner's share of \$17 199.20, as well as the City's Share of \$1 400.80 by the issuance of debentures totalling \$18 600. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$18 600. for a term not to exceed 15 years for this Project.
- (c) That the Commissioner of Engineering be authorized and directed to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and,
- (d) That the City Clerk and City Treasurer be authorized and directed to give the necessary notice of the Council's intention to undertake these works.

NOTE: The Transport and Environment Committee approved this Project at its meeting held June 20, 1988.

7. (a) That the construction of concrete sidewalks and curbs on the west side of Adeline Avenue between Barton Street and Mahony Avenue be proceeded with as a Local Improvement pursuant to Section 12 of The Local Improvement Act, at an estimated gross cost of \$49 700. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of Owner's Share of \$15 888.85 as well as the City's share of \$33 811.15, by the issuance of debentures totalling \$49 700. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$49 700. for a term not to exceed 15 years for this Project.
- (c) That the Commissioner of Engineering be authorized and directed to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and,
- (d) That the City Clerk and City Treasurer be authorized and directed to give the necessary notice of the Council's intention to undertake these works.



NOTE: The Transport and Environment Committee approved this Project at its meeting on June 20, 1988.

8. That the 1988 Reconstruction Program, as approved by City Council on January 26, 1988, in the gross amount of \$7 695 000. which was previously limited to financing in the net amount of \$3 500 000. now be extended to the full net amount required of \$5 000 000. as indicated in the 1988 - 1992 Capital Budget with the additional financing of \$1 500 000. to be allocated from the 1988 Capital Levy, Account No. 0376-0298, and the balance of the financing to come from the roadway subsidy from the Ministry of Transportation and Communications estimated at \$2 695 000.

NOTE: The total 1988 Reconstruction Program was approved by the Transport and Environment Committee at its meeting held January 4, 1988.

9. (a) That the estimated cost for construction of the New Mountain Public Works Yard be increased by \$393 000. from \$2 007 000. to \$2 400 000. as provided for in the 1988 portion of the 1988 - 1992 Capital Budget.
- (b) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board to finance the increased cost of \$393 000. by the issuance of debentures for a period not to exceed 15 years, recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$393 000. for a term not to exceed 15 years.
- (c) That section 9 of the Eleventh Report of the Executive Committee be rescinded.

NOTE: The resolution being rescinded dealt only with the increase in debenture financing and did not refer to the increase in the gross cost which is a requirement of the Ontario Municipal Board.

10. Attached for the information of the Members of City Council as Schedule "A" is a copy of a Summary of Capital Projects in Progress as at May 31, 1988.

NOTE: Detailed reports relative to the specific projects are available from the Secretary, Executive Committee or the City Treasurer.

11. That the Mayor and City Clerk be authorized to execute a Consent and Waiver of Notice in respect of Land Titles Application No. D-4226-62-207 by Brancoon (Hamilton) Ltd. for its property known municipally as 432 Main Street East and situate at the south-west corner of Main Street East and Erie Avenue.
12. That the Mayor and City Clerk be authorized to execute a Consent and Waiver of Notice in respect of Land Titles Application No. D3877-62-173 by J. H. Halvorsen in respect of Lot 83, Plan 882 known municipally as 125 Pottruff Road South and situate at the south-west corner of Pottruff Road south and Robroy Avenue.
13. In respect of Notices or requests for "Consents and Waivers of Notice" received by the City as owner of adjoining City lands, streets and parks, it is recommended that the survey of the privately owned land of a Land Titles application be reviewed by the Regional Surveyor and the City Solicitor, with such information or certificates as may be required from the applicant, his solicitor and surveyor and;
  - (a) where the Land Titles survey is adverse to or inconsistent with the adjoining City land, street or park, that, as provided in the Land Titles Act, a statement of claim of the City's interest be filed with the Land Registrar, or
  - (b) where the Land Titles survey is not adverse to or inconsistent with the adjoining City land, street or park, that the Mayor and City Clerk be authorized to execute the "Consent and Waiver of Notice" to the Land Titles application.

NOTE: Upon applying to the Province to have privately owned land registered under the Land Titles system, a landowner is required to give Notice of his application to all adjoining landowners or to receive from them their "Consent (to the application) and Waiver of Notice".

14.
  - (a) That approval be given to develop and maintain a Capital Construction Priority System (CCPS) for projects managed by the Architectural Division of the Property Department.
  - (b) That a Capital Construction Priority Committee (CCPC) be formed to recommend priority ratings to the Standing Committees of City Council.
  - (c) That the CCPS be a continuous process whereby the CCPC meets and reports bi-monthly.

NOTE: Previously forwarded to the Members of City Council, were copies of a report dated June 21, 1988 from the Director of Property to the Executive Committee which provides background information with regard to this matter. Additional copies if required are available from the Secretary, Executive Committee or the Director of Property.

- \* 15. That the honorariums for the Hamilton Hydro-Electric System Commissioners be increased as follows, effective January 1, 1988:

	<u>Existing</u>	<u>Proposed</u>
(a) Chairman	\$6 300	\$8 000
(b) Vice-Chairman	3 675	6 000
(c) Commissioner	3 675	3 675 (no change)

NOTE: Honorariums for the Commissioner are included in the operating expenses of Hamilton Hydro, however, it is a requirement of the "Public Utilities Act" that City Council give approval to the amount of honorariums.

- \*\*16. That the gross rental fee to be charged to Theatre Aquarius for use of the West Avenue School be \$32 000 annually, payable in equal monthly installments in advance on the first of each month, with the provision that the rental will be increased annually based on inflation as indicated by the Consumer Price Index.

NOTE: With the adoption of Section 10 of the Eleventh Report of the Executive Committee, City Council at its meeting on May 31, 1988 approved of the leasing of the West Avenue School to Theatre Aquarius for a period of three years subject to conditions, one of which was that the rental fee was to be negotiated by the Director of Property and approved by City Council, with the minimal rental fee being no less than \$30 000 annually.

For the information of the Members of City Council, Theatre Aquarius will be expending approximately \$30 000 for interior cosmetic improvements to the Building which will include interior painting. As a result, this will enable the City to reduce its estimated \$80 000 renovation costs by approximately \$6 000. Under the proposed arrangements with Theatre Aquarius, the City will be responsible for the operating costs associated with the Building which are estimated to be \$76 700.

\* Recorded Vote, see page 833

\*\* Recorded Vote, see page 833



17. That leave be granted to introduce the following Bills:

- (a) A-16: By-law to Authorize Renovations to the Artificial Ice Rink in Scott Park Community Recreation Centre Arena.
- (b) A-17: A By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW  
CHAIRMAN  
EXECUTIVE COMMITTEE

J. J. Schatz, Secretary  
1988 June 23  
att.

City of Hamilton  
Treasury

SCHEDULE "A" AS REFERRED TO IN  
SECTION 10 OF THE FOURTEENTH  
REPORT OF THE EXECUTIVE COMMITTEE  
FOR 1988.

06/28/88

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at May 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Yes or No	
							Construction (8)	Budget (9)
<u>General Administration</u>								
1	Energy Conservation Program - 1983	07/83	08/88*	200	195	5	Yes	Yes
2	Ceramic Belting Replacement and Window Repair - City Hall	01/85	Unknown	40		40	No	No
3	Energy Conservation Projects - City Hall.	06/84	12/88	730	386	344	Yes	Yes
9	Treasury Department Computer Program - Data Base and Fourth Generation Language	09/86	12/89	400	64	336	Yes	Yes
10	Handicapped Access to Recreational Buildings	09/86	12/88	100		100	Yes	Yes
11	Energy Conservation Projects	05/86	12/88	50		50	Yes	Yes
12	Construction Costs/Accommodation Requirements - Aldermen's Offices	06/86	12/88	705	687	18	Yes	Yes
13	Construction Costs/Accommodation Requirements - City Hall	07/86	12/88	88	43	45	Yes	Yes
17	Treasury Department - Computer Software	08/87	12/88	100	70	30	Yes	Yes
19	City Hall Computer Workstation Furniture	08/87	12/88*	92	13	79	Yes	Yes
21	Major Maintenance to Civic Buildings	11/87	12/88	250	24	226	Yes	Yes
22	Construction Costs - Accommodations - City Hall	11/87	12/88	479	175	304	Yes	Yes
23	Blue Boxes for Recycling Materials	08/87	12/88	632	478	153	Yes	Yes

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City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS  
(000's)  
as at May 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Construction (8)	Budget (9)
<u>(51-100) Protection to Persons &amp; Property</u>								
52	Fire Stn. E. Mountain - Limeridge Rd. & Upper Ottawa St./Construction	05/87	08/88*	960	931	29	Yes	Yes
53	Fire Stn. E. Mountain, Limeridge Rd. & Upper Ottawa - Vehicle Purchase	06/86	08/88*	275	258	17	Yes	Yes
<u>(101-150) Department of Engineering</u>								
102	Land Acquisition - Fessenden & Gurnett Neighbourhoods	1986	12/88	535	385	150	Yes	Yes
103	Road Access - Riverdale East Neighbourhood	08/86	11/88*	377	55	322	Yes	Yes
105	Windermere Basin - Clean Up	11/87	04/89	750	3	747	Yes	Yes
108	High Level Bridge Street Lighting	11/87	08/88*	155		155	Yes	Yes
<u>(201-250) Parking Authority</u>								
201	Victor K. Copps Trade Centre/Arena Parking Facilities	02/84	Unknown	1,700	1,431	269	No	Yes
202	Victor K. Copps Trade Centre/Arena Parking Facilities Additional Costs	09/85	Unknown	590	263	327	No	Yes
204	Construction of Parking Garage - York Boulevard and MacNab Street	05/87	12/87	7,200	7,200	Nil	Yes	Yes

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06/28/88



06/28/88

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City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)											
as at May 31, 1988											
Item No.	Project Description	Month/Year of Project		Gross Cost	Expended and Committed	Balance Available	Is the Project on Target?	Construction	Budget		
		(3)	(4)							(7)	(8)
Department of Public Works											
251	Replacement of Wentworth Street Steps - Lower Section	10/85	06/88	230	223	7	Yes		Yes		
253	Addition/Alterations to Yard Bldg. Brampton St. Dist. #3	12/85	02/88	293	292	1	Yes		Yes		
254	Replacement of James Street Steps	05/86	08/88*	300	255	45	Yes		Yes		
256	Centralized Computer Fuel System	05/86	08/88	300	239	61	Yes		Yes		
257	Water Course Drop Structure - West of 350 Quigley Road	05/86	08/88*	100	69	31	Yes		Yes		
258	New Equipment Sanitation Division	04/87	01/88	180	175	5	Yes		Yes		
259	Construction of New Mountain Public Works Yard	07/87	06/89	2,400	202	2,198	No		No		
261	New Equipment Streets Division	05/87	01/88	340	340		Yes		Yes		
262	Construction of Salt Dome Districts 2 and 3	06/87	08/88*	310	156	154	Yes		Yes		
Department of Culture & Recreation											
302	Parkland Acquisition Programme	01/85	Unknown	500	1	499	Yes		Yes		
307	Bike Paths (Phase 1)	05/86	06/88	330	298	32	Yes		Yes		
309	Construction of West Mountain Twin Arena - Mohawk and Upper Horning	Unknown	Unknown	6,605	185	6,420	No		No		
310	Golf Cart Storage Facility - King's Forest Golf Courses	06/87	10/88*	64	63	1	Yes		Yes		
311	Bike Paths (Phases 2, 3 & 4)	05/87	12/90	990	1	989	Yes		Yes		
312	Renovations Artificial Ice Rink - Scott Park	06/87	10/88	350	18	332	Yes		Yes		
313	Hamilton Tennis Club - Improvements Court Lighting	06/87	03/88	50	41	9	Yes		Yes		

City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)  
as at May 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Budget (9)
		Start (3)	Finish (4)				Construction (8)	Yes or No (8)	
<b>(351-400) Parks Division</b>									
351	Ivor Wynne Stadium - Rehabilitation of N/S Stands - Press Boxes, Etc.	04/86	12/88	994	739	255	Yes		Yes
354	Waterfront Parks Development - Study Phase	09/84	12/88	150	142	8	Yes		Yes
356	Chedoke Golf Course Storage and Workshop	06/86	06/88	161		161	<div>NO</div>	<div>NO</div>	<div>NO</div>
357	Track Facility - Mohawk Sports Park	05/86	08/88*	300	119	181	<div>NO</div>	<div>NO</div>	Yes
358	Floodlight Fields - Mohawk Sports Park	10/86	08/88*	120	87	33	Yes		Yes
360	Waterfront Parks Development - Consulting Services	06/86	12/88	200	153	47	Yes		Yes
362	Mohawk Sports Park (Stage VI)	06/87	08/88	520	262	258	Yes		Yes
363	Mohawk Sports Park Construction of Utility Building	07/87	12/88	222		222	Yes		Yes
364	Renovations - Bernie Arbour Stadium	10/87	12/88*	392		392	Yes		Yes
<b>(401-450) H.E.C.F.I.</b>									
401	Central Utilities Plant - New Equipment	05/85	08/88	316	303	13	Yes		Yes
402	Victor K. Copps Trade Centre/Arena	08/83	12/91	41,429	40,547	882	Yes		Yes
403	Automated Facilities Management Computer System	06/86	12/88	83	18	65	Yes		Yes
404	Victor K. Copps Trade Centre/Arena Renovations	07/87	06/89*	130	65	65	Yes		Yes

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06/28/88

06/28/88

City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at May 31, 1988

Item No.	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Budget (9)
		Start (3)	Finish (4)				Construction (8)	Yes or No	
(401-450) H.E.C.F.I. - Continued									
405	Corporate Expense - Office Equipment	05/87	10/88	10	7	3	Yes		Yes
406	Corporate Expense - Equipment for Marketing Offices	05/87	10/88	23	19	4	Yes		Yes
407	Central Utilities Plant - New Equipment	06/87	08/88	237	215	22	Yes		Yes
(501-550) Hamilton Public Library Board									
501	Kenilworth Branch Renovations	05/86	07/88*	471	493	(22)	No	No	
502	Replacement - Specialized Office Equipment and Furnishings	08/87	12/88*	107	84	23	Yes		Yes
503	Terryberry Library Addition - 2nd Floor	08/87	12/89*	1,566	1	1,565	No	No	Yes
(601-650) Planning									
601	Enclaves Clearance	08/87	12/91	3,000	919	2,081	Yes		Yes
(651-700) Hamilton Convention Centre									
651	Hamilton Convention Centre Furniture & Equipment	06/86	07/88	62	61	1	Yes		Yes
652	Hamilton Convention Centre Furniture and Equipment	06/87	12/88	288	110	178	Yes		Yes

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City of Hamilton  
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at May 31, 1988

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target? Yes or No	
		Start (3)	Finish (4)				Construction (8)	Budget (9)
<u>(701-750) Community Development Department</u>								
701	Downtown Action Plan - Phase III B	07/86	08/88*	1,300	1,257	43	Yes	Yes
702	Downtown Action Plan - Phase II	07/85	08/88*	1,603	1,594	9	Yes	Yes
704	James St. North Streetscape	07/86	12/88	1,994	1,644	350	Yes	Yes
706	Downtown Action Plan - Phase IV	05/87	12/88	1,199	81	1,118	Yes	Yes
707	O.N.I.P. Corktown/Stinson	05/87	12/90	900	191	709	Yes	Yes
708	Facade Improvement Programme	07/87	12/90	800	131	669	Yes	Yes
710	Downtown Action Plan - C.I.B.C.	09/87	07/88	80	80	Nil	Yes	Yes
711	Commercial Improvement Programme	06/87	12/91	2,500	134	2,366	Yes	Yes
713	Streetscape Improvements - York							
	Boulevard - MacNab To James Street	06/87	06/88	100	100	Nil	<div>No</div>	Yes
714	P.R.I.D.E. Programme - Crown							
	Point West/Stipeley - Phase I	09/87	12/91	800	76	724	Yes	Yes

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06/28/88

1988 June 17  
BLH/jc

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its TENTH Report for 1988 and respectfully recommends:

1. That a purchase order be issued to Altruck Transportation Services, Hamilton in the amount of \$78 132.60 for the supply and delivery of One (1) 34 000 lbs. GVW Diesel Truck Chassis complete with Street Flusher and Hydrostatic Drive Pump Mounted for the Central Division of the Public Works Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in account 0408V8530.

2. (a) That purchase orders be issued for the Rental of Motor Graders and Labour for Snow Removal in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, appended hereto as Schedule "A".  
(b) The term of the agreement shall be from November 10, 1988 to December 31, 1988, with an option in favour of the City to extend for an additional two one (1) year terms, ending April 30, 1991.  
(c) All tenders are being accepted on the basis of the lowest bidder's equipment being used first and then the subsequent bidders are contacted as required.
3. (a) That purchase orders be issued for the Rental of Snow Removal Equipment and Labour in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, appended hereto as Schedule "B".  
(b) That the term of the agreement shall be from November 10, 1988 to December 31, 1988, with an option in favour of the City to extend for an additional two one (1) year terms, ending April 30, 1991.

4.
  - (a) That the leasing of 322 Magnolia Drive to Leslie and Rosalie Voros be approved.
  - (b) The tenancy is to commence on May 26, 1988 and terminate on July 31, 1988. The monthly rental will be \$400 including taxes.
  - (c) That the Mayor and City Clerk be authorized to execute the Acknowledgement and Agreement documents.
5. That an Offer to Purchase a 1' Reserve on Rochelle Avenue executed by Gino Malatesta, Tony Malatesta and Tony Malatesta on behalf of 712169 Ontario Limited carrying on business as Homes by Malatesta on May 24, 1988 and scheduled for closing on August 12, 1988 be approved and completed.

NOTE: The parcel which is surplus to roadway requirements has a frontage of 253.54 feet (77.27 metres) along the westerly limit of Rochelle Avenue by a depth of one foot (0.3 metres) and is shown as Parts 1 - 6 on Plan 62R-9438. The purchase price of \$2 is to be credited to account 0280-02.

6. That an Offer to Purchase 128 Guildwood Drive executed by Farrukh Qureshi and Farida Qureshi on April 29, 1988 and scheduled to close on August 1, 1988 be approved and completed.

NOTE: The property to be sold is composed of Lot 1, Plan M-224 and part of Block C, Plan M-210, having a frontage along the northerly limits of Guildwood Drive of 12.192 metres (40 feet) by a depth of 45.72 metres (150 feet) containing an area of .054 hectares (.135 acres) together with all structures erected thereon and known as Municipal No. 128 Guildwood Drive, along with Schedules "A" and "B" which form a part of the Offer to Purchase for the sale price of \$105 000 which is to be credited to Account #0408-X95056.

A certified deposit cheque in the amount of \$5 000 is being held by the City Treasurer pending approval of this transaction. On closing a 5% real estate commission will be paid to Chris Bahl Real Estate, 636 Upper James Street, Suite 301, Hamilton, Ontario, whose agent, Chris Bahl, acted in this matter.



7. (a) That an Offer to Purchase executed by Gordon Bigelow and Muriel Bigelow on May 9, 1988 and scheduled for closing 60 days after the enactment of a by-law to sell the closed road allowance of Melissa Street be approved and completed.

NOTE: This portion of the road allowance has a frontage along the easterly limit of Upper Wellington Street of 41 feet (12.49 metres) by a depth of 193 feet (58.82 metres) shown as Parts 1 and 3 on attached copy of an unregistered Plan prepared by A. J. Clarke and Associates. The purchase price of \$31 060 is to be credited to account 0280-02. A certified deposit cheque in the amount of \$3 000 is being held by the City Treasurer pending approval of this transaction.

- (b) That an Offer to Purchase executed by Andrew Brouwer on May 16, 1988 and scheduled for closing 60 days after the enactment of a by-law to sell the closed road allowance of Melissa Street be approved and completed.

NOTE: This portion of the road allowance has a frontage along the easterly limit of Upper Wellington Street of 25 feet (7.62 metres) by a depth of 193 feet (58.82 metres) shown as Parts 2 and 4 on attached copy of unregistered Plan prepared by A. J. Clarke and Associates. The purchase price of \$18 940 is to be credited to account 0280-02. A certified deposit cheque in the amount of \$2 000 is being held by the City Treasurer pending approval of this transaction.

It is understood and agreed that these Offers are conditional upon a Judge's Order being granted to close the road allowance of Melissa Street, and the passage of a by-law to sell the herein described land.

8. (a) That an Offer to Purchase executed by John Soleas on June 2, 1988 and scheduled for closing 60 days after the enactment of a by-law to sell the closed alleyway between 145-147 Grant Avenue be approved and completed.
- (b) That an Offer to Purchase executed by Elene Onen, Adnan Balli and Evelyn Balli on June 8, 1988 and scheduled for closing 60 days after the enactment of a by-law to sell the closed alleyway between 145-147 Grant Avenue be approved and completed.

NOTE: This alleyway has a frontage along the easterly limit of Grant Avenue of 12 feet (3.65 metres) by a depth of 80 feet (26.24 metres). Each owner will be purchasing a parcel 6 feet by 80 feet (more or less). The purchase price of \$1 for each parcel is to be credited to account #0280-02.

It is understood and agreed that these Offers are conditional upon a Judge's Order being granted to close that portion of the alleyway between 145-147 Grant Avenue and the passage of a by-law to sell the herein described land.

9. That an Option to Purchase a parcel of land for the extension of Greenhill Avenue, shown as Part 3 on Plan 62R-4377, executed by Thomas Cochren, President of Cochren Construction Co. Limited on May 2, 1988 and scheduled for closing on or before August 22, 1988 be approved and completed.

NOTE: The subject property which is required by the City for roadway purposes is composed of part of Lot 28, Concession 4, and contains 21 451.73 square feet (.492 acres) more or less shown as part of Part 3 on Plan 62R-4377. The purchase price of \$35 000 is to be charged to account 0280-02.

10. (a) That the Director of Property be authorized to acquire lands (part of Lot 3, Concession 6, Barton, comprising approximately 7,320 square feet) from S. Wise Construction Ltd. which are required for sewers and roadway purposes for the Kingsberry Gardens (Phase 4) draft plan of subdivision, in order to implement the approved Lisgar Neighbourhood Plan: the necessary expenditures be charged to account #0280-12.
- (b) That in the event the Director of Property is unsuccessful in negotiating the purchase of the required lands, the City Solicitor be authorized and directed to initiate expropriation proceedings, and, the Director of Property be authorized to retain an independent fee appraiser to prepare an appraisal of market value. The costs are to be charged to account #0280-12.
11. (a) That the City Solicitor be authorized and directed to initiate expropriation procedures to acquire part of the lands known as 1477 Upper James Street, being part of Lot 14, Concession 8 in the former Township of Barton, for roadway and other municipal purposes, and
- (b) That the Director of Property be authorized to retain an independent fee appraiser to prepare an appraisal of market value suitable for service pursuant to Section 25(2) of the Expropriations Act.

12. That the City Clerk be authorized and directed to:

- (a) Sign and serve Notice in accordance with Section 41 of The Expropriation Act that possession of the property to the rear vacant land portion of 163 Centennial Parkway North, expropriated on February 3, 1988 for roadway and municipal purposes pursuant to Expropriation By-Law 88-24 enacted on January 26, 1988, is required;
- (b) Sign and serve Offers of Compensation for the expropriated land as follows:

\$31 000	Former Owner:	Peter Rybak
		The Spouse of Peter Rybak
\$1	Tenants:	Erna Rybak Alexander Motel

13. That the City's Share of the cost of fencing for "David Ben Survey Addition" be increased by \$735 to \$4 464 and that the Executive Committee recommend the source of funding for these additional costs.

THE EXECUTIVE COMMITTEE RECOMMENDS THAT THE  
CITY'S COST OF SERVICES IN THE AMOUNT OF \$735  
BE FINANCED FROM THE RESERVE FOR CITY'S SHARE  
OF SERVICES THROUGH UNSUBDIVIDED LANDS, ACCOUNT  
NO. 0280-12. CARRIED.

- 14. (a) That in accordance with By-Law 66-100 that K's Transport Inc. be given an annual overload permit for the year 1988 for ten tractor trailers for a total fee of \$10 197.
- (b) That 11% or \$1 121.67 be credited to City Account No. 0310-0121 (Overload Permit Fees), and that 89% or \$9 075.33 be credited to Regional Account No. 0308-7610.

15. That the application of Diane Morris, on behalf of the Ottawa Street B.I.A., requesting permission to temporarily close Campbell Avenue and Britannia Avenue, from Ottawa Street North, easterly to Municipal Parking Lot Entrances (approximately one-half block), on Saturday and Sunday, September 17 and 18, 1988, from 10:00 a.m. to 5:00 p.m. to hold a Craft Festival, be approved, provided:

- (a) That the applicant provide proof of \$1 000 000 public liability insurance, naming the City and Region as added insured parties with a provision for cross liability, and holds the City and Region harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;



- (b) That the applicant reimburse the Regional Police, and the Hamilton Street Railway for any extra costs incurred by these agencies;
  - (c) That no property owner or resident within the barricaded area will be denied access to their property upon request;
  - (d) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control, will be subject to the direction of the Regional Police Department, and at the expense of the organizing group.
  - (e) That operation of the sale does not interfere with hydrants, pedestrian traffic along the sidewalk, nor at bus stop areas. A minimum of 1.5m of unobstructed sidewalk must remain open for pedestrian traffic; and
  - (f) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City or the Region.
16. That the application of Ms. D. Lang, proprietor of "Lorenzo's Restaurant" at 21 Augusta Street, on behalf of the owners of 21 Augusta Street, George and Arlene Britton, requesting permission to establish an outdoor boulevard Cafe, measuring 4.17m (13.70') by 7.64m (25.08'), on the boulevard of Augusta Street, consisting of patio stone paved surface and ornamental iron boundary fence, maximum height 1.21m (4.0'), around the cafe perimeter be approved, during the pleasure of Council provided that:
- (a) The owner's prepare a Licencing Agreement, satisfactory to the City Solicitor, and the Commissioner of Engineering, to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) A first year fee of \$429.76, and subsequent Seasonal Licence (from May 1 to October 31), fee of \$238.76 "plus any costs that may be assessed or incurred by the Municipality, as a result of the approval granted by this licence" be set for this privilege, which fee shall be due and payable to the Corporation of the City of Hamilton, 30 days from the date of this resolution, satisfactory to the City Solicitor.
  - (c) The owners may occupy the licenced area of the boulevard from May 1 to October 31, and furniture, equipment, etc., must be removed from the area at all other times.

- (d) The owners provide proof of \$1 000 000 public liability insurance, naming the City of Hamilton as an added insured party, with a provision for cross-liability, and deliver the policy, or a certified copy or certificate thereof to the City Solicitor, and maintain the policy during the currency of the agreement, and deliver annually a renewal certificate of the policy to the City Clerk.
  - (e) The owners conform without exception, to the "Proposed Policy and Procedure Guidelines for Outdoor Boulevard Cafes" as adopted by Council on August 28, 1984; and as amended on July 30, 1985.
- \* 17. That the application of Mr. I. Cvetkovic, owner of 111-113 James Street North requesting permission to establish an Outdoor Boulevard Cafe measuring 2.13m (7.0') by 15.24m (50.0'), on the Vine Street road allowance abutting Nos. 111-113 James Street North be approved, during the pleasure of City Council provided that:
- (a) The owner's prepare a Licencing Agreement, satisfactory to the City Solicitor, and the Commissioner of Engineering, to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) A first year fee of \$628.50, and subsequent Seasonal Licence (From May 1 to October 31), fee of \$437.50 "plus any costs that may be assessed or incurred by the Municipality, as a result of the approval granted by this licence" be set for this privilege, which fee shall be due and payable to the Corporation of the City of Hamilton, 30 days from the date of this resolution, satisfactory to the City Solicitor.
  - (c) The owners may occupy the licenced area of the boulevard from May 1 to October 31, and furniture, equipment, etc., must be removed from the area at all other times.
  - (d) The owners provide proof of \$1 000 000 public liability insurance, naming the City of Hamilton as an added insured party, with a provision for cross-liability, and deliver the policy, or a certified copy or certificate thereof to the City Solicitor, and maintain the policy during the currency of the agreement, and deliver annually a renewal certificate of the policy to the City Clerk.
  - (e) The owners conform without exception, to the "Proposed Policy and Procedure Guidelines for Outdoor Boulevard Cafes" as adopted by Council on August 28, 1984; and as amended on July 30, 1985.

\* Recorded Vote, see page 834

- \* 18. That the application of Mr. P. Jovanovich, owner of Copper John's Tavern, requesting permission to establish an Outdoor Boulevard Cafe, measuring 3.53m (11.58') x 13.12m (43.0') on the Murray Street West road allowance abutting 345 James Street North, be approved during the pleasure of City Council provided that;
- (a) The owner's prepare a Licencing Agreement, satisfactory to the City Solicitor, and the Commissioner of Engineering, to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) A first year fee of \$439.97, and subsequent Seasonal Licence (From May 1 to October 31), fee of \$248.97 "plus any costs that may be assessed or incurred by the Municipality, as a result of the approval granted by this licence" be set for this privilege, which fee shall be due and payable to the Corporation of the City of Hamilton, 30 days from the date of this resolution, satisfactory to the City Solicitor.
  - (c) The owners may occupy the licenced area of the boulevard from May 1 to October 31, and furniture, equipment, etc., must be removed from the area at all other times.
  - (d) The owners provide proof of \$1 000 000 public liability insurance, naming the City of Hamilton as an added insured party, with a provision for cross-liability, and deliver the policy, or a certified copy or certificate thereof to the City Solicitor, and maintain the policy during the currency of the agreement, and deliver annually a renewal certificate of the policy to the City Clerk.
  - (e) The owners conform without exception, to the "Proposed Policy and Procedure Guidelines for Outdoor Boulevard Cafes" as adopted by Council on August 28, 1984; and as amended on July 30, 1985.
19. That the request of Mr. G. Johnson, owner of the Beasley House Bistro to lease a portion of the Jackson Street West road allowance (Measuring 2.74m (9.0') x 16.28m (53.4') for the purpose of establishing an Outdoor Boulevard Cafe, be approved, during the pleasure of City Council, provided:
- (a) The owner's prepare a Licencing Agreement, satisfactory to the City Solicitor, and the Commissioner of Engineering, to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.



- (b) That a Seasonal Licence (from May 1st to October 31st) fee of \$240.03 "plus any costs that may be assessed or incurred by the Municipality, as a result of the approval granted by this licence" be set for this privilege; and that the owners pay a \$191 processing and registration fee.
  - (c) The owners provide proof of \$1 000 000 public liability insurance, naming the City of Hamilton as an added insured party, with a provision for cross liability, and deliver the policy, or a certified copy or certificate thereof to the City Solicitor, and maintain the policy during the currency of the agreement, and deliver annually a renewal certificate of the policy to the City Clerk; and
  - (d) The owners conform to the "Proposed Policy and Procedure Guidelines for Outdoor Boulevard Cafes" as adopted by Council on August 28, 1984; and as amended on July 30, 1985.
20. That Item 60 of the 1st Report of the Transport and Environment Committee adopted by Council on 1985 December 10 authorizing the closure of the Baxter Street unopened road allowance from Stroud Road easterly to the Ontario Hydro right-of-way be rescinded.
21. That the City Solicitor be authorized and directed to prepare a By-law to Incorporate:
- (a) Block 63, Plan 62M-517 and Block 17, Plan 62M-469 into Kordun Street.
  - (b) Blocks 36, 39, 40 & 41, Plan 62M-425 and block 41 Plan 62M-495 (0.30 m reserves), into Crerar Drive.
  - (c) Block 91, Plan 62M-511 into DiCenzo Drive.
  - (d) Block 70, Plan 62M-465 into Acadia Drive (0.30m Reserve) and Block 71, Plan 62M-465 into Twin Crescent (0.30m Reserve).
  - (e) Blocks 21 & 22, Plan 62M-505 into Rockland Avenue.

22. That the application of John L. Kirstein, present owner of 22 Fairholt Road South, Hamilton, to retain the following encroachment consisting of sidewalk heating cable and service wiring within an area of 3.42m x 9.14m on the Fairholt Road South road allowance be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an Agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege; and
  - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this Agreement.
23. That the application of Wm. J. Tidball, Solicitor on behalf of the present owner of 169 Niagara Street North, Hamilton, retain the following inadvertent encroachment consisting of a porch 2.7' x 8' be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
24. That the application of Wm. J. Tidball, Solicitor on behalf of the present owner of 120 Pearl Street North, Hamilton, to retain the following inadvertent encroachment consisting of wood steps 1.08 ft. x 5.18 ft., be approved during the pleasure of City Council provided:
- (a) That the owner enter into an Agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege; and

- (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
25. That the application of Randy Martin, present owner of 78 Vine Street, Hamilton, to retain the following inadvertent encroachment consisting of a steel porch and steel steps, 6.85 ft. x 2.68 ft., be approved during the pleasure of City Council, provided:
- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
26. That the application of Mr. A. Camporese, Solicitor, on behalf of the present owner(s) of 9-11 Wentworth Street North, Zygmund and Andrzej Ilnicki, to retain the following inadvertent encroachment consisting of a brick dwelling (0.52m x 7.39m) encroaching on the alley abutting 9-11 Wentworth Street North, be approved during the pleasure of City Council, provided:
- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.



27. That the application of Matteo Stelluto, present owner of 477 Catharine Street North, Hamilton to retain the following inadvertent encroachment consisting of concrete porch and concrete steps - (13.5 ft. x 5.67 ft. (4.11m x 1.73m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
28. That the application of Mr. J. Steadman, Solicitor, on behalf of the present owner of 49 Fairleigh Crescent, Mr. J. T. Mitchell, to retain the following inadvertent encroachment consisting of a brick porch (1.37m x 5.79m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
29. That the application of Mr. J. Findlay, Solicitor on behalf of the present owner of 32 Murray Street, Mr. Thomas Beauchamp, to retain the following inadvertent encroachment consisting of (i) on Murray Street - steps (0.5 m x 1.4m), (ii) on MacNab Street - Bay window (0.45m x 2.48m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

- (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
30. That the application of Mr. M. DiDonato, present owner of 255 to 265 James Street North to retain the following inadvertent encroachment on Colbourne Street consisting of (i) a brick building; (1) 4.2m x 0.058m (2) 12.479 m x 0.171 m (ii) a proposed metal and glass canopy on Colbourne Street supported by 5 steel posts with lamps 21.95 m x 2.95 m; be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$131, and subsequent annual fee of \$26 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
31. That the application of Mr. S. Yanover, Solicitor, on behalf of the present owner of 109-111 Pearl Street North, Mr. Robert Golfi, to retain the following inadvertent encroachment consisting of a 2 Storey Brick Dwelling encroaching onto (i) Pearl Street North (0.05 m x 3.93 m (ii) Florence Street (0.28 m x 13.07 m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

32. That the application of Mr. J. Evans, Solicitor on behalf of the present owner of 34 Dundurn Street North, Mr. Clement Feierabend, to retain the following inadvertent encroachments on Head Street consisting of:

- i. porch (0.15m x 3.96m);
- ii. chimney (0.26m x 0.44m); and
- iii. frame dwelling (0.27m x 6.24m)

be approved during the pleasure of City Council, provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
33. That the application of Mr. A. Perl, Solicitor, on behalf of the present owner of 116 Hess Street North, Inge Schwarz and Rainer Schwarz, to retain the following inadvertent encroachment consisting of (i) on Cannon Street West

- No. 116 Hess Street North - 1 1/2 storey brick building  
(0.32 m x 5.12 m)
- window well (0.86 m x 1.39 m).

No. 186 Cannon Street West - old frame addition (0.32 m x 7.68 m)

be approved during the pleasure of City Council provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
- (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
- (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.



34. That the application of Phillip Kennedy, Solicitor on behalf of the present owner of 176 Sanford Avenue North, Hamilton, to retain the following inadvertent encroachment consisting of a 2 1/2 storey brick building 15.545m x 0.536m and chimney 0.32m x 0.32m, be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
35. That the application of Mr. M. Durward, Solicitor, on behalf of the present owner of 350 Victoria Avenue North, Julieta Pacheco, to retain the following inadvertent encroachment on Birge Street Consisting of:
- 1 1/2 storey metal-sided dwelling (0.20m x 11.34m)
  - concrete stoop (0.18m x 0.88m)
- be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
36. That the application of Michael Hinchey, Solicitor, on behalf of the present owner of 29-31 Tisdale Street North, Hamilton, to retain the following inadvertent encroaching consisting of (i) steps at No. 29 - 1.52m x 0.22m; and (ii) steps at No. 31 - 1.52m x 0.22m) be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

- (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
37. That the application of Paul H. Ennis, Solicitor, on behalf of the present owner of 59 Kinrade Avenue, Hamilton, to retain the following inadvertent encroachment consisting of wood steps 1.24m x 1.50m+ on Kinrade Avenue be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
38. That the application of Paul H. Ennis, Solicitor, on behalf of the present owner of 68 Ferguson Avenue South, Hamilton, to retain the following inadvertent encroachment consisting of a wood porch 1.55m x 2.44m+ on Ferguson Avenue South be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

39. That the application of Mr. M. Dudzic, Solicitor, on behalf of the present owner of 92 Grant Avenue, Ms. T. Rullo, to retain the following inadvertent encroachment consisting of wooden steps (0.76 m x 1.95 m), be approved during the pleasure of City Council, provided:
- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
40. That the application of Mr. P. Kennedy, Solicitor on behalf of the present owner of 358 Birch Avenue, Rupert Inniss, to retain an inadvertent encroachment consisting of a frame garage onto the Gerrard Street road allowance by 3.86m x 4.95m be approved during the pleasure of City Council, provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
  - (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
41. That the application of Mr. J. Kostyk, Solicitor, on behalf of the present owner(s) of 47 London Street North, Eugene and Joanne Ralston, to retain the inadvertent encroachment consisting of wooden steps (measuring 0.12m x 1.24m), be approved during the pleasure of City Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
  - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.



- (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

42. That the application of Mr. R. Charko, Solicitor on behalf of the present owner(s) of 66 East Bend Avenue North, Jose and Hortencia Alfaro, to retain the inadvertent encroachment consisting of a concrete porch (measuring 0.40m x 1.97m) be approved during the pleasure of City Council, provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
- (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

43. That the application of Raymond Wynne, agent on behalf of the present owner of 538 Upper James Street, Parshotam and Kailashn Kohli, to retain the following inadvertent encroachment consisting of:

two-storey frame building (0.45m x 10.45m); and,  
one-storey addition (0.32m x 0.96m)

encroaching onto Queensdale Avenue, be approved during the pleasure of City Council, provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
- (c) That the Mayor, City Clerk, and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

- \* 44. (a) That the "Hamilton District Physiotherapy Association" be permitted to display a promotional banner across Main Street West, in front of City Hall, from March 20, 1989 to March 27, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"NATIONAL PHYSIOTHERAPY WEEK"

- (b) That "Creative Arts Inc." be permitted to display a promotional banner across Main Street West, in front of City Hall, from July 11, 1988 to July 18, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"STEELER PRESENTS  
FESTIVAL OF FRIENDS - AUGUST 5 - 7, 1988"

- (c) That "Tropical Air Plants Inc." be permitted to display a promotional banner across Main Street West, in front of City Hall, from April 3, 1989 to April 17, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"Arena Cross - April 15, 1989"

- (d) That the "Hadassah Bazaar Organization" be permitted to display a promotional banner across Main Street West, in front of City Hall, from October 30, 1989 to November 6, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"HADASSAH WIZO BAZAAR"  
Hamilton Convention Centre - November 6, 1989

- (e) That "Creative Arts Inc." be permitted to display a promotional banner across Main Street West, in front of City Hall, from July 31, 1989 to August 14, 1989, and from November 20, 1989 to December 4, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

- "i. Summer Festival of Friends - Gage Park
- ii. Winter Festival of Friends Craft Show -  
Hamilton Convention Centre"

- (f) That the "Big Brothers Association" be permitted to display a promotional banner across Main Street West, in front of City Hall, during the following weeks:

- i. January 9, 1989 to January 16, 1989
- ii. March 27, 1989 to April 3, 1989
- iii. August 28, 1989 to September 4, 1989,

subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"WOMEN AND MEN/BE A BIG BROTHER/VOLUNTEER NOW 525-3860"

- (g) That the "Hamilton-Wentworth Roman Catholic Separate School Board" be permitted to display a promotional banner across Main Street West, in front of City Hall, from March 6, 1989 to March 13, 1989, subject to the policy guidelines and conditions approved by Council on October 29, 1985, September 30, 1986 and January 13, 1987, with the following message:

"HAMILTON-WENTWORTH CATHOLIC  
SCHOOLS SCIENCE FAIR"

45. (a) That the submitted schedules for the estimated cost of services in "Rushdale Manor", as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement;
- (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (c) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
46. That the Ministry of Transportation be advised that the City of Hamilton agrees to accept the transfer of road widenings and a portion of Frances Avenue now held by the Ministry of the east side of Grays Road north of the QEW.



47. (a) For the information of Council, the Transport and Environment Committee at its meeting of June 20, 1988 approved the following 40 Bus Shelters locations for the City of Hamilton.

1988 Bus Shelter Locations - City of Hamilton

<u>Item Number</u>	<u>On Street/At Street</u>	<u>Corner/Side</u>
1	Aberdeen Avenue @ Spruceside Avenue	S/E
2	Barton St. @ Brockley Dr.	N/W
3	Barton St. @ Leinster St.	S/W
4	Birch St. @ Princess St.	S/W
5	Cannon St. @ Ottawa St.	S/W
6	Chatham St. @ Locke St.	S/W
7	Dundurn St. @ Aberdeen Ave.	S/E
8	Dundurn St. @ Jones St.	N/W
9	Dundurn St. @ Stanley Ave.	N/E
10	Fennell Ave. @ Ontario Public Health Lab	N/Side
11	Garth St. opp. Glenvale Dr.	E/Side
12	Garth St. @ Limeridge Rd.	S/E
13	Garth St. opp. Mountain Crest Ave.	E/Side
14	Hess St. @ Herkimer St.	S/E
15	Hess St. @ Hunter St.	N/E
16	James St. N. @ Wood St.	N/W
17	King St. E @ Cochrane Rd.	S/W
18	King St. E. opp. Mt. Albion Rd.	N/Side
19	Limeridge Rd. @ W5th St.	S/W
20	MacNab St. @ Bold St.	S/E
21	Main St. E. @ Gage Ave.	S/E
22	Main St. W. @ Kingsmount St. S.	S/W
23	Mohawk Rd. @ Rice Ave.	S/W
24	Mohawk Rd. @ Up. Wellington	S/W
25	Nash Rd. @ Queenston Rd.	S/E
26	Queenston Rd. @ Woodman Dr.	S/E
27	Quigley Rd. opp. Albright Rd.	E/Side
28	Quigley Rd. @ Angus Rd.	E/Side
29	Sanatorium Rd. @ Chedoke Hospital	W/Side
30	Sanatorium Rd. @ Evel Pavillon	W/Side
31	St. Joseph's Dr. @ Mountwood Ave.	S/W
32	Up. Ottawa St. @ Stone Church Rd.	N/E
33	Up. Paradise Rd. @ Sanatorium Rd.	S/E
34	Up. Wellington St. @ Fennell Ave.	S/E
35	Up. Wentworth St. @ Fennell Ave.	S/W
36	Up. Wentworth St. @ Mohawk Rd.	N/W
37	Wellington St. @ Rebecca St.	S/W
38	Whitney Ave. @ Emerson St.	S/W
39	Whitney Ave. @ Ewen Rd.	S/W
40	Wilson St. @ John St.	S/W

- (b) That a temporary bus shelter be installed at Upper Gage and Loconder at the N/E corner.
  - (c) That Council approve the re-establishment of the City of Hamilton Bus Shelter Sub-Committee and that Alderman Merling, Alderman Valeriano and Alderman Copps be appointed to sit on this Sub-Committee.
- 48.
- (a) That the existing "No Stopping" regulation on the west side of Glen Echo Drive between Rainbow Drive and a point 470 feet northerly therefrom be shortened such that the regulation extends to a point 370 feet north of Rainbow Drive; and
  - (b) That a "No Stopping" regulation be implemented on the west side of Glen Echo Drive commencing at a point 370 feet north of Rainbow Drive and extending to a point 100 feet northerly therefrom; and
  - (c) That City Traffic By-law 66-100 be amended accordingly.
- 49.
- (a) That a "No Stopping, Wheelchair Loading Only" regulation be implemented on the south side of Clinton Street commencing at a point 53 feet east of Ruth Street and extending to a point 32 feet easterly therefrom; and
  - (b) That City Traffic By-law 66-100 be amended accordingly.
- 50.
- (a) That the Director of Traffic Services and the Manager of Operations be appointed as members of the Ontario Traffic Conference;
  - (b) That two members of the Transport and Environment Committee be appointed as members of the Ontario Traffic Conference.
- 51.
- (a) That Schedule 22 (Hamilton Street Railway Bus Routes) of the City By-law 66-100 be consolidated; and
  - (b) That City Traffic By-law be amended accordingly.
- 52.
- (a) That the North End East neighbourhood be designated as a Neighbourhood Watch Area; and
  - (b) That Neighbourhood Watch Signs for the North End East neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and

- (c) That the necessary finds be charged to account No. 0345-0560 (Neighbourhood Watch Program).
- 53.
- (a) That City Council adopt the sign appended hereto as Schedule "C" as the official neighbourhood watch sign for the City of Hamilton; and
  - (b) That the new official neighbourhood watch sign for Hamilton be manufactured and erected in new neighbourhood watch areas and that the old neighbourhood watch signs be replaced on a maintenance basis.
- 54.
- (a) That the existing residential boulevard parking agreement registered as Instrument No. 191398 C.D. to the Property at No. 55 West Avenue South be discharged, at the property owner's expense; and
  - (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement; and
  - (c) That the owner of the property be permitted to execute a revised residential boulevard parking agreement.
- 55.
- (a) That the existing residential boulevard parking agreement between the City and James Raymond Richards and Johanne Poulin, registered as Instrument No. 453039 C.D. to the property at no. 288 Homewood Avenue be discharged, at the property owners expense; and
  - (b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement; and
  - (c) That the City Treasurer be directed to revise the billing records accordingly.
- 56.
- (a) That eastbound traffic on Haddon Avenue be required to stop for northbound and southbound traffic on Marion Avenue; and
  - (b) That a stop sign be erected to require that southbound traffic on Lowcrest Avenue be required to stop for eastbound and westbound traffic on Templemead Drive; and
  - (c) That a stop sign be erected to require that northbound traffic on Rockland Avenue be required to stop for eastbound and westbound traffic on Templemead Drive; and



- (d) That a four-way stop control be implemented at the intersection of King William and Emerald Streets; and
  - (e) That stop controls be implemented at the intersection of Rowntree Drive and Ramsden Drive such that east/west traffic on Rowntree Drive will be required to stop; and
  - (f) That northbound traffic on Grandoaks Drive be required to stop eastbound and westbound traffic on Southampton Drive; and
  - (g) That City Traffic By-law 66-100 be amended accordingly.
57. In accordance with the recommendations of the Hamilton-Wentworth Regional Police Department,
- (a) That a School Traffic Officer be assigned to the Intersection of Emerald Street and Stinson Street; and
  - (b) That the Finance Committee be requested to recommend a method of financing \$3 350 to cover the cost of assigning a School Traffic Officer to the intersection of Emerald Street and Stinson Street for the remainder of 1988.
58. (a) That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police Department, a School Traffic Officer be assigned to the intersection of Britannia Avenue and McLaren Avenue for the morning and evening crossing periods only; and
- (b) That the Finance Committee be requested to recommend a method of financing the sum of \$2 700, to cover the cost of assigning a School Traffic Officer to the intersection of Britannia and McLaren for the remainder of 1988.
59. (a) That parking be prohibited between 8:00 a.m. and 4:00 p.m. Monday to Friday, on the north side of Dover Drive between Champlain Avenue and Greenford Drive; and
- (b) That stopping be prohibited on the west side of Dundurn Street South commencing at Glenside Avenue and extending to a point 66 feet northerly therefrom; and
  - (c) That a "Permit Parking" regulation be implemented on both sides of Aurora Street between Charlton Avenue East and Forest Avenue; and

- (d) That the Director of Traffic Services be authorized to issue one parking permit, upon request, to one resident of each of the 13 residential properties abutting the block, and any additional permits (to a maximum of 14) on a first come first served basis; and
- (e) That a "One Hour Parking Time Limit" regulation be implemented on the north side of Foster Street between Walnut Street South and Ferguson Avenue South, in combination with the existing "No Parking, 1:00 p.m. to 4:00 p.m., second Thursday each month, April to November" regulation and
- (f) That stopping be prohibited on the west side of Montcalm Drive commencing at Lynbrook Drive and extending to a point 72 feet southerly therefrom; and
- (g) That the existing "No Stopping Anytime" regulation presently signed on the east side of Magnolia Drive commencing 272 feet north of Mohawk Road West and extending to a point 83 feet northerly therefrom, be extended such that it commences at a point 245 feet north of Mohawk Road West and extends to a point 110 feet northerly therefrom; and
- (h) That in combination with the existing "Alternate Side Parking" regulation, a "One Hour Parking Time Limit" regulation be implemented on both sides of East 33rd Street between Concession Street and Crockett Street; and
- (i) That the existing parking prohibition on the north side of Adis Avenue which commences at a point 47 feet west of the west curb line of Napoli Drive and extends to a point 239 feet westerly therefrom be extended, such that the regulation commences at the west curb line of Napoli Drive and extends to a point 286 feet westerly therefrom; and
- (j) That parking be prohibited on the east side of Birch Avenue (westerly leg) between Barton Street East and the southerly end; and
- (k) That the existing parking prohibition on the west side of East 27th Street between Concession Street and a point 152 feet southerly therefrom be extended, such that the prohibition extends to a point 171 feet south of Concession Street; and
- (l) That a full-time parking prohibition be implemented on the north side of Claudette Gate between Garth Street and the easterly end; and
- (m) That unrestricted free parking be allowed on the south side of Claudette Gate between Garth Street and the easterly end; and

- (n) That parking be prohibited on the south side of Bold Street between Pearl and Ray Streets; and
- (o) That an "Alternate Side Parking" regulation be implemented on East 28th Street between Fennell Avenue East and Brucedale Avenue East such that parking is prohibited:
  - on the east side of the street during the months of December, January, February and March, and from the first to the fifteenth of April, May, June, July August, September, October and November; and
  - on the west side of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and
- (p) That the existing "No Parking, 8:00 a.m. - 12:00 noon, second Thursday, April - November" be removed from the east side of the street, and the existing "No Parking, 8:00 a.m. - 12:00 noon, second Friday, April - November" be removed from the west side of the street, and
- (q) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of West 33rd Street between Sanatorium Road and Elmwood Avenue; and
- (r) That City Traffic By-law 66-100 be amended accordingly.

60. That the Chairman or his designate be authorized to attend the Water Pollution Control Federation, 61st Annual Conference in Dallas, Texas on October 3-6, 1988.

\* 61. That sale of Gosford Drive be delayed until the Freeway Steering Committee has an opportunity at its next meeting to investigate feasibility of re-opening Gosford Drive to Gilcrest in the Gurnett Neighbourhood.

62. (a) That a School Traffic Officer be assigned to the intersection of Inverness Avenue and Elcho Street.

(b) That the Finance Committee be requested to recommend the method of funding approximately \$2 500 for the remainder of 1988.

\* Section 61 Amended, see page 835



- \* 63. (a) That no action be taken on the petition to erect "No Stopping" signs in the alleyway bounded by Barton, Wentworth, Cannon and Leeming Streets; and
- (b) That Bomer Manufacturing, 448 Barton Street East, be requested to place a portable sign at the entrance to the alleyway to inform motorists that the alleyway is blocked while loading and unloading is taking place.

64. That leave be granted to introduce the following bills:

- (a) B-47 By-law respecting the construction of local improvements of an independent concrete sidewalk on the south side of Mohawk Road West between Upper Horning Road and the west City limits.
- (b) B-48 By-law to Widen Enola Avenue by Incorporating therein Block "C" Plan 62M-219.
- (c) B-49 By-law to Widen Eaglewood Drive by Incorporating therein Block "F", Plan 62M-219 and Block 46, Plan 62M-472.
- (d) B-50 By-law to Widen Presidio Drive by Incorporating therein Part 9, Plan RC-H-282.
- (e) B-51 By-law respecting the construction of local improvements of an independent concrete sidewalk on the east side of Upper Wentworth Street from Limeridge Road to Southpark Avenue.
- (f) B-52 By-law to Widen Royalvista Drive by Incorporating therein Parts 1 and 3, Reference Plan 62R-9436.
- (g) B-53 By-law to close that portion of Beach Road designated as Parts 1 and 2, Plan 62R-9321.
- (h) B-54 By-law to close that portion of Megna Court shown as Block "H" on Plan M-285.
- (i) B-55 By-law to Amend By-law 66-100 to Regulate Traffic.
- (j) B-56 By-law to Amend By-law 66-100 to Regulate Traffic.
- \*\* (k) B-57 By-law to Amend By-law 66-100 to Regulate Traffic.

\* Recorded Vote, see page 835

\*\* Section 64(k) Added during Council 836

- \* 65. (a) That a "Permit Parking" regulation be implemented on the east side of Park Street North between Vine Street and a point 170 feet south of Cannon Street; and
- (b) That parking be prohibited on the east side of Park Street North between Cannon Street and a point 170 feet southerly therefrom; and
- (c) That parking be prohibited on the west side of Park Street North between Vine and Cannon Streets; and
- (d) That the City Traffic By-law 66-100 be amended accordingly; and
- (e) That the Director of Traffic Services be authorized to issue one parking permit, upon request, on a first come, first served basis to the first three applicants residing in one, two or three family dwellings abutting the block.

RESPECTFULLY SUBMITTED,

R. C. Prowse,  
Secretary  
1988 June 20

ALDERMAN H. MERLING, CHAIRMAN  
TRANSPORT AND ENVIRONMENT COMMITTEE

\* Section 65 Added during Council 836

\*\* Section 61 Amended to Read:

61. That sale of Gosford Drive be delayed until the Freeway Steering Committee has an opportunity at its next meeting to investigate and report back to the Transport & Environment Committee with a recommendation which would accomodate the reopening of Gosford Drive to Gilcrest in the Gurnett Neighbourhood.

Schedule "A"

Referred to in Section 2(a)  
of the TENTH Report of the  
Transport and Environment  
Committee

THE CORPORATION OF THE CITY OF HAMILTON

TENDER ANALYSIS

A. MOTOR GRADER MOUNTED SNOW PLOW & WING

HOURLY RATE PER TERM  
BASED ON START UP COST  
OF \$2,000 PAID \$ 500  
\$ \$1,500  
'88-'89 '89-'90 '90-'91

HOURLY RATE PER TERM  
NO START UP COST  
'88-'89 '89-'90 '90-'91

HOURLY RATE PER TERM  
BASED ON START UP COST  
OF \$2,000 PAID \$1,000  
\$ \$1,000  
'88-'89 '89-'90 '90-'91

Stuart Fletcher Excavating  
Hamilton

\$ 95.00 \$ 99.75 \$104.75

Kling Paving Materials  
Hamilton

\$ 93.00 \$ 97.00 \$102.00

B. MOTOR GRADERS ONLY

Wm. Groves Limited  
Hamilton

\$ 87.55 \$92.80 \$ 98.50

Bono General Construction Ltd.  
Fruitland

\$ 76.00 \$ 82.00 \$88.00

G.F. Mason Excavating Ltd.  
Stoney Creek

\$ 90.00 \$ 97.00 \$105.00

Quigley Contracting  
Hannon

\$ 98.00 \$103.00 \$108.00

Advance Excavating  
Hamilton

\$110.00 \$116.00 \$123.00

King Paving Materials  
Burlington

\$ 93.00 \$ 97.00 \$102.00

Dig It Contractors Ltd.  
Binbrook

\$110.00 \$115.00 \$118.00



## Schedule "B"

## TENDER ANALYSIS

Referred to in Section 3(a)  
of the TENTH Report of the  
Transport and Environment  
Committee

## PROVISION OF LABOUR &amp; EQUIPMENT FOR SNOW REMOVAL - PUBLIC WORKS DEPARTMENT

Truck Mounted Snow Plow & Wing:

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Size of Blade</u>
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon LOR 1P0	41.00	43.00	46.00	15	8'

Stuart Fletcher Excavating  
Ltd., 11 East 32nd Street  
Hamilton L8V 3R7

40.00 42.00 44.10 3 10'

Vince Martino Haulage Ltd.  
151 Kenora Avenue  
Hamilton L8E 1C4

35.00 36.00 38.00 1

Tandem Dump Trucks

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Yardage of Box</u>
Tony & Paul Concrete 6 Hewitson Stoney Creek L8E 2T4	40.00	43.00	46.00	1	16 yds.

Richard G. Brown  
J & R Trucking  
P.O. Box 32  
Binbrook LOR 1C0

40.00 42.00 44.00 2 18

D. Isabella Haulage &  
Snow Removal  
101 Kentley Drive  
Hamilton L8E 1A5

35.00 36.00 38.00 1 30 yds.

Vince Martino Haulage Ltd.  
151 Kenora Avenue  
Hamilton L8E 1C4

35.00 36.00 38.00 1 30 yds.

Roma Concrete & Paving  
2 Hewitson Road  
Stoney Creek L8E 2T4

43.00 47.00 51.00 2 16 yds.

Cardi Construction Limited  
24 Garden Avenue  
Stoney Creek L8E 2Y9

41.00 43.00 45.00 7 \* 1-16 cu.yds  
\* 2 new units arriving in summer 6-17 cu.yds

Five Star Trucking &  
Excavating Inc.  
524 Upper Kenilworth  
Hamilton L8T 4H1

42.00 44.00 46.00 29 \* 1-14  
\* See tender page 3 Balance-16

Molisan Construction Co.Ltd.  
40 Hildegard Drive  
Hamilton L8K 5R9

42.00 45.00 47.00 1 14 yds.

McLeod Engineering Inc.  
120 King Street West  
Stoney Creek L8G 1J2

38.00 40.00 42.00 1 16 yds.

Beattie Equipment Rentals Inc.  
832 8th Concession W.F.  
R. R. #3  
Puslinch NOB 2J0

44.00 47.00 50.00 1 11 yds

Tandem Dump Trucks Continued

	<u>Per Hour</u>			<u>No. of Units</u>	<u>Yardage of Box</u>
	<u>88/89</u>	<u>89/90</u>	<u>90/91</u>		
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon LOR 1P0	42.00	44.00	46.00	30	18 yds.

Stuart Fletcher Excavating Ltd.

11 East 32nd Street Hamilton L8V 3R7	50.00 45.00	52.50 47.25	55.13 49.61	1 1	16 14
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Rubber Tired Loaders

	<u>Per Hour</u>			<u>No. of Units</u>	<u>Size of Bucket</u>
	<u>88/89</u>	<u>89/90</u>	<u>90/91</u>		
Beattie Equipment Rentals Inc. 832 8th Concession W.P. R. R. #3 Puslinch NOB 2J0	54.00	58.00	60.00	1	SAE 1.5 cu.yds.

McLeod Engineering Inc.

120 King Street West Stoney Creek L8G 1J2	50.00	52.00	54.00	3	1-1/2 cu.yds.
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Molisan Construction Co.Ltd.

40 Hildegard Drive Hamilton L8K 5R9	50.00	52.00	54.00	1	1-1/4 yds.
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Five Star Trucking &  
Excavating Inc.

524 Upper Kenilworth Hamilton L8T 4H1	(No prices shown)				1 yard
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Cardi Construction Limited

24 Garden Avenue Stoney Creek L8E 2Y9	48.00	50.00	52.00	2	1-1/2 cu.yds
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Roma Concrete & Paving

2 Hewitson Road Stoney Creek L8E 2T4	49.00	54.00	57.00	1	3/4 yds.
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Tony & Paul Concrete

6 Hewitson Stoney Creek L8E 2T4	46.00	48.00	50.00	2	1 yd.
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Pritchard Equipment

124 Brian Blvd. Waterdown LOR 2H0	50.00	53.00	56.00	1	1.5 yds.
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Workman Excavating

849 Butter Road West Ancaster L9G 3L1	54.00	56.00	58.00	2	1.5 yd <sup>3</sup>
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E. Woytkiw Haulage Ltd.

P.O. Box 235 Hannon LOR 1P0	51.00	53.00	55.00	12	1-1/2 yds.
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Mountsberg Excavating Inc.

1354 Old Hwy. 99 R. R. #3 Dundas L9H 5E3	55.00 50.00	60.00 55.00	65.00 60.00	2 1	1-1/2 yd. 4wd 1-1/2 yd. 2wd
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Rubber Tired Loaders Continued

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Size of Bucket</u>
Bill Wilcockson Trenching 182 East 19th Street Hamilton L9A 4S3	43.00	44.00	45.00	1	1-1/2 yd.
Stuart Fletcher Excavating Ltd. 11 East 32nd Street Hamilton L8V 3R7	63.00	66.15	69.46	4	1-1/2 yds.
Benny Haulage Limited 66 Hillyard Street Hamilton L8L 6B4	76.00	79.00	82.00	1	3 cu.yds.

Wheeled Sidewalk Cleaner with Blade less than 5'

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Size of Blade</u>
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon LOR 1P0	50.00	53.00	55.00	6	With buckets or Blade
Gordon Mackinley 246-E 43rd Street Hamilton L8T 3C5	37.00	39.00	40.00	1	Bucket 60 & 54
Stuart Fletcher Excavating Ltd. 11 East 32nd Street Hamilton L8V 3R7	63.00 45.00	66.15 47.25	69.46 49.61	1 1	52" 5'
Crescan Resources Ltd. P.O. Box 32, Stn. A Hamilton L8N 3A2	50.00	52.00	54.00	1	54"

Wheeled Sidewalk Cleaner with Blower

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Width of Blower</u>
Gordon Mackinley 246-E 43rd Street Hamilton L8T 3C5	No prices indicated				54

Track Sidewalk Cleaner with Blade less than 5'

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>No. of Units</u>	<u>Size of Blade</u>
Benny Haulage Limited 66 Hillyard Street Hamilton L8L 6B4	54.00	57.00	60.00	1	5' angle blade
E. Woytkiw Haulage Ltd. P. O. Box 235 Hannon LOR 1P0	50.00	53.00	55.00		5'



Miscellaneous Equipment Owned

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>Type of Equipment</u>
Mike's Haulage 156 Columbia Drive Hamilton L9C 3Y6	42.00	43.00	44.00	1-1979 4 x 4 Pickup truck with 8' Snow Blade
Crescan Resources Ltd. P.O. Box 32, Stn. A Hamilton L8N 3A2	48.00 48.00	50.00 50.00	52.00 52.00	1-1986 4 x 4 7-1/2' blade 1-1984 4 x 4 7-1/2' blade
Stuart Fletcher Excavating Ltd. 11 East 32nd Street Hamilton L8V 3R7	84.00 85.00 85.00	88.20 88.25 88.25	92.61 71.66 71.66	1-Cat D6 74 Dozer Blade 1-Case 855 86 Dozer Loader 1-Case 450 86 Dozer Blade
E. Woytkiw Haulage Ltd. P. O. Box 235 Hannon LOR 1P0	65.00	68.00	71.00	1-1986 Cat loader 3-1/2 yd. bucket
Workman Excavating 849 Butter Road West Ancaster L9G 3L1	80.00 80.00	84.00 84.00	88.00 88.00	1-'78 I.H.1066 8' blower 140 hp 1-'79 M.F.1105 8' blower 140 hp
Five Star Trucking & Excavating Inc. 524 Upper Kenilworth Hamilton L8T 4H1	45.00 45.00 45.00 50.00	47.00 47.00 47.00 52.00	49.00 49.00 49.00 54.00	1-'87 GMC 3/4 ton 4 x 4 diesel 7-1/2 blade 1-'87 GMC 3/4 ton 4 x 4 diesel 7-1/2 blade 1-'85 GMC 3/4 tone 4 x 4 diesel 7-1/2 blade 1-'76 Ford F500 9' blade

Miscellaneous Equipment Non-Owned

	<u>88/89</u>	<u>Per Hour</u> <u>89/90</u>	<u>90/91</u>	<u>Type of Equipment</u>
Cardi Construction Limited 24 Garden Avenue Stoney Creek L8E 2Y9	75.00	77.00	79.00	1-963 Cat track loader with heated cab



(60 x 90) cm

**PROPOSED**

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its FOURTEENTH Report for 1988 and respectfully recommends:

- \* 1.      (a) That the Parks and Recreation Committee use its Good Offices with the Ministry of the Environment to agree upon a Remedial Action Plan for the Lax Property which is both economically feasible and environmentally responsible.
- (b) That the services of Booth Aquatic Research Group Inc. c.o.b. as B.A.R. Environmental (acquired, pursuant to Item 2(a) of the 13th Report of the Parks and Recreation Committee adopted by Council at its meeting of July 28, 1987) be utilized to provide the Parks and Recreation Committee with the information, studies, assistance, etc., the Parks and Recreation Committee requires in order to establish with the Ministry of the Environment the general parameters of the Remedial Action Plan referred to in (a) above.
- (c) That the services of Mr. I. Binnie, Q.C. (acquired, pursuant to Item 2(b) of the 13th Report of the Parks and Recreation Committee adopted by Council at its meeting of July 28, 1987) be utilized to provide the Parks and Recreation Committee with the information, expertise, assistance, etc., the Parks and Recreation Committee requires in order to establish with the Ministry of the Environment the general parameters of the Remedial Action Plan referred to in (a) above.
- 2.      That approval be given to inform Ontario Hydro that the City of Hamilton has no requirements for the surplus Ontario Hydro parcel of land on Roosevelt Avenue.
- 3.      (a) That the Public Works Department - Parks Division, negotiate with the property owners abutting the east side of Bow Valley ravine, a cost-sharing agreement for the erection of a chain link fence with the City of Hamilton.
- (b) That staff place in the 1989 budget a sum of \$20 000 for the supply and installation of 700 feet of 8 foot high chain fence for the east side of Bow Valley ravine north of Barton Street.

\* Recorded Vote, see page 836



4. That an Option to Purchase executed by E. Kronas on behalf of Ika Enterprises and Developments Ltd. on May 27, 1988 and scheduled for closing on August 2, 1988 for the purchase of a 7.54 acre parcel of land on Pritchard Road be approved and completed.

NOTE: The subject property has a frontage along the easterly limit of Pritchard Road of 356.82 feet (108.76 metres) containing 7.54 acres shown as Parts 1 and 2 on Plan 62R-9398. The purchase price of \$491 100 is to be credited to account #0408-C56316.

5. That an Option to Purchase executed by the officials of The Board of Education for the City of Hamilton on June 17, 1988 and scheduled for closing on September 7, 1988 for the purchase of the former Inverness School located at 410 Upper Wentworth Street be approved and completed.

NOTE: The subject property has a frontage along the western limit of Upper Wentworth Street of 199.330 feet by a depth of 280 feet and contains 1.280 acres together with the school structure erected thereon for the sum of \$182 000. The Board of Education retains the right to remove and retain the portable classroom situated on the site.

6. That 50% of the City's portion of the revenues generated from the food concessions at Bernie Arbour Stadium during Hamilton Intercounty Cardinals Games (except for exhibition games against the Redbirds) be turned over to that team to assist with their annual operating costs and similarly, 50% of the revenues generated from the food concessions at Bernie Arbour Stadium during games for teams belonging to the Hamilton and District Baseball Association be turned over to that Association to assist with annual operating costs.

7. That permission be granted the Hamilton Tiger Cat Football Club to land a helicopter in the Ivor Wynne Stadium, between 7:30 and 8:00 p.m., on Saturday, July 16, 1988, subject to the following:

- (a) That proof of \$5 Million Public Liability for Bodily Injury and Property Damage, naming the Corporation of the City of Hamilton as Additional Insured be provided.
- (b) That the Tiger Cat Football Club comply with all requirements deemed necessary by the Stadium Manager, for the protection of the artificial turf and stadium amenities.
- (c) That the Hamilton Tiger Cat Football Club assume responsibility for any charges incurred by the City of Hamilton as a result of this undertaking.

8. (a) That permission be given to the Downtown Hamilton Business Improvement Area to conduct activities in Gore Park as follows:
    - i. Summer Concert Series: Wednesdays and Thursdays, commencing June 29, 1988, and to conduct until August 31, 1988.
    - ii. Square Dance Festival - Press Conference - Friday, July 29, 1988.
    - iii. Pumpkin Patch - Saturday, October 22, 1988.
  - (b) That approval be granted subject to the following terms and conditions:
    - i. That proof of a minimum of \$1 Million Public Liability Insurance for Property Damage and Bodily Injury, naming the City as additional Insured, be provided.
    - ii. That the Downtown Hamilton Business Improvement Area be responsible for any labour related charges incurred by the City of Hamilton as a result of the above events.
- 
9. That the Hamilton Hornets Rugby Football Club be granted permission to barbecue and serve alcoholic beverages, in a confined area, adjacent to the Clubhouse facility at Mohawk Sports Complex, in an area satisfactory to City staff, on Saturday, July 9, 1988, in conjunction with 1988 Ontario Championships subject to the following terms and conditions:
    - (a) Proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance and naming the City as co-insured.
    - (b) That applicant assume responsibility for all labour related charges associated with the event (set-up, dismantling, clean-up etc.)
    - (c) That the applicant meet all requirements of the Liquor Licence Board for issuance of a Special Occasion Permit.

10. That permission be granted St. Eugenes Rectory to barbecue in Parkdale Park on the occasion of their annual picnic, to be held August 28, 1988, subject to the following terms and conditions:
  - (a) Proof of \$1 Million Comprehensive General Liability Insurance for property damage and bodily injury be provided naming the City as co-insured.
  - (b) That the applicant assume responsibility for all labour related charges associated with this event.
  
11. That the application by the Hamilton Wentworth Creative Arts Inc. to host "Festival of Friends" in Gage Park from August 5-7, be approved subject to the following terms and conditions:
  - (a) That \$1 000 000 Comprehensive General Liability for Property Damage and Bodily Injury, naming the City as Co-Insured be provided.
  - (b) That location of various booths and activities within the Park be subject to the approval of the Parks Division in order to reduce damage and high maintenance costs.
  - (c) That the organizer assume "actual labour charges" associated with the event as reported by the Parks Division subsequent to Parks Division representatives meeting with the organizers.
  - (d) That a list of scheduled entertainment be forwarded to the Director of Culture and Recreation at least one (1) month prior to the event in order that:
    - i. same can be forwarded for review and approval by the Parks and Recreation Advisory Sub-Committee and
    - ii. discussions can take place with the Hamilton-Wentworth Regional Police for the provision of adequate police security, costs of same to be borne by the applicant.
  - (e) That the bandshell rental of \$35 per day be applicable.
  - (f) That the organizers arrange for public announcements throughout the event advising the general public that animals are prohibited in the park.
  - (g) That the organizers arrange for public announcements throughout the event advising the general public that animals are prohibited in the park.



- (h) That any electrician engaged by the applicant to provide additional power sources must be approved by the City.
  - (i) That a detailed accounting of revenues and expenditures satisfactory to the City Treasurer be submitted to the Parks and Recreation Committee following the event.
  - (j) That the Parks and Recreation Advisory Sub-Committee oversee the operation of this event.
  - (k) That the Noise Control Officer be requested to monitor and control the noise levels of concerts held in Gage Park during the Festival.
12. (a) That the City Solicitor be authorized and directed to prepare a By-law for the establishment and operation of an Elderly Persons' Centre at 53 Lake Avenue, in order that same be eligible for grants under the Elderly Persons Centres Act, R.S.O., 1970.
- (b) That the cost of operation of the Centre referred to above, be paid by the City upon approval of the Annual Budget for the operation of the Centre.
13. That the Car-Can Festival organizers be granted permission to sell food and alcoholic beverages on the occasion of the Car-Can Festival, August 19th to 21st, 1988, in the Dundurn Park, subject to the following terms and conditions:
- (a) Proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance and naming the City as co-insured.
  - (b) That the applicant assume responsibility for all labour related charges associated with the event, (set-up, dismantling, clean-up, etc.)
  - (c) That the applicant adhere to all regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
  - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.

14. (a) That a purchase order be issued to Walters Welding & Iron Works Ltd., Hamilton in the amount of \$12 709 to supply all labour and materials to replace the structural steel, Ivor Wynne Stadium for the Parks Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.
- (b) As this work is to be completed prior to the start of the football season, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

NOTE: Lowest of six (6) quotations received. Funds provided in Stadium Improvements Account #0364-9819.

15. (a) That a purchase order be issued to Robertson Yates Corp., Hamilton to supply all labour and materials to undertake the Scott Park Arena renovations in accordance with construction documents issued by the Architect Division and vendor's tender.
- (b) That the General Contingency amount of \$25 000 included in the tender and specification documents be increased to \$75 000 to include items not tendered that may be required.
- (c) That the contract amount now read \$495 938 including the \$75 000 contingency.
- (d) That a contract be entered into satisfactory to the City Solicitor.

NOTE: Lowest of six received. Funds provided in Scott Park Renovation Accounts 0408-U72865 \$330 000 and 0408 U72885 \$165 938.

16. That a purchase order be issued to Copeland Marketing and Communication, Hamilton in the amount of \$25 558.64 for the Printing and Distribution of 1988 Facilities and Program Brochure Culture and Recreation Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Second lowest of eight (8) tenders received. Funds provided in Promotion and Publicity Account #0367-0112.

17. That a purchase order be issued to G. C. Duke Equipment, Burlington in the amount of \$13 878 for the supply and delivery of One (1) Trailer Mounted Leaf Vac for the Parks Division of the Public Works Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Only tender received. Funds provided in General Park Maintenance Account #0364-0575.

18. That the Chairman or his designate be authorized to attend the Ontario Parks Association, 36th Annual Conference on July 20, 21, 22, 23, 1988 in Timmins, Ontario.
19. (a) That the City provide a grant, in the amount of \$1 per participant, to volunteer organizations who are registered with and operate programmes approved by the Department of Culture and Recreation. This grant is for the purpose of off-setting the cost of providing Liability Insurance for this year.
- (b) That the present policy of providing grants to help off-set the cost of Liability Insurance for those organizations who are registered with and operate approved programmes by the Department of Culture and Recreation, and who have already obtained Liability Insurance, be continued for this year.

RESPECTFULLY SUBMITTED,

R. C. Prowse,  
Secretary

1988 June 21

ALDERMAN T. MURRAY, CHAIRMAN  
PARKS AND RECREATION COMMITTEE



REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its FIFTEENTH Report for 1988 and respectfully recommends:

1. That the City Solicitor be directed to take the necessary steps to proceed with an Ontario Municipal Board Hearing with respect to zoning matters pertaining to the Hamilton Harbour.
- \* 2. That the Proposed Plan for the Kernighan Neighbourhood, attached hereto as APPENDIX "A" and the Draft Policies for the Kernighan Neighbourhood Plan, attached hereto as APPENDIX "B" BE APPROVED.
- \*\* 3. That APPROVAL be given to Zoning Application 88-14, Marvin J. Wasserman, owner, for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District, for property located at the north-east corner of West 5th Street and Stone Church Road West, as shown on the attached map marked as APPENDIX "C", on the following basis:
  - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District;
  - (b) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-law No. 6593 and Zoning District Map W-9C;
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District for property located at the north-east corner of West 5th Street and Stone Church Road West.

The effect of the By-law is to permit development of the subject lands for the purpose of permitting townhouse dwellings.

\* Recorded Vote, see page 837

\*\* Recorded Vote, see page 837

4. (a) That Zoning Application 88-38, Vincent Citino, owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District (Block "2"), to permit the development of the subject lands for townhouses, for the lands located at No. 945 West 5th Street, as shown on the attached map marked as APPENDIX "D" BE DENIED as submitted for the following reasons:
- (i) It conflicts with the proposed Kernighan Neighbourhood Plan which designates the lands for single and double housing. In addition, the subject lands are located within the proposed local road.
  - (ii) There is sufficient land (2.1 ha. on the northeast corner of Stone Church Road East and West Fifth Street) designated for townhouses in the proposed draft plan.
- (b) That APPROVAL be given to an amended Zoning Application for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, (Blocks "1" and "2") to permit the development of the subject lands for future single family dwellings, for the lands located at No. 945 West 5th Street, as shown on the attached map marked as APPENDIX "D", on the following basis:
- (i) That Blocks "1" and "2" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.
  - (ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9C; and,
  - (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Area.

NOTE: The purpose of this by-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for the lands located at No. 945 West 5th Street.

The effect of the by-law is to permit the development of the subject lands for single family dwellings.

- \* 5. (a) That as part of the Official Plan's five-year review or annual update, Day Nurseries be permitted in all land use designations where:
- (i) parking is readily available and/or a drop-off/pick-up zone is provided; -
  - (ii) it is demonstrated by the proponent, to the satisfaction of Council, that the use will not create noise and traffic problems.

- (b) That the definition of Day Nursery in the Zoning By-law 6593, Section 2(2)B(ii) be amended to make it conform with the current Day Nurseries Act, defined as:

"A premises that receives more than five children who are not of common parentage, primarily for the purpose of providing temporary care, or guidance, or both temporary care and guidance, for a continuous period not exceeding twenty-four hours, where the children are:

- (i) under eighteen years of age in the case of a day nursery for children with a developmental handicap; and,
- (ii) under ten years of age in all other cases, but does not include;
- (iii) part of a public school, separate school, private school or a school for trainable retarded children under the Education Act; or,
- (iv) a place that is used for a program of recreation and that is supervised by a municipal recreation director who holds a certificate issued pursuant to Section 10 of the Ministry of Culture and Recreation Act."

- \*\* (c) That Zoning By-law 6593 be amended by allowing Day Nurseries in the following districts:

E	(Multiple Dwellings, Lodges, Clubs, etc.) District
E-1	(Multiple Dwellings, Lodges, Clubs, etc.) District
E-2	(Multiple Dwellings) District
E-3	(High Density Multiple Dwellings) District
U	(University District)
G	(Neighbourhood Shopping Centre, etc.) District
G-1	(Designated Shopping Centre) District
G-2	(Regional Shopping Centres) District
G-4	(Designated Neighbourhood Shopping Centre Area District)

\* Motion to Refer Back Lost

Recorded Vote, see page 837

\*\* Recorded Vote, see page 837



H (Community Shopping and Commercial, etc.) District  
 HH (Restricted Community Shopping and Commercial)  
 District  
 I (Central Business District, etc.)  
 HI (Civic Centre Protected Districts)  
 CR-1 (Commercial Residential) District  
 CR-2 (Commercial Residential) District  
 CR-3 (Commercial Residential) District  
 J (Light and Limited Heavy Industry, etc.) District  
 JJ (Restricted, Light Industrial District)  
 K (Heavy Industry, etc.) District  
 KK (Restricted Heavy Industrial District)  
 M-11, 12, 13, 14, 15 (Prestige Industrial) District

\* (d) That Day Nurseries be permitted in the following districts:

AA (Agricultural) Districts  
 B (Suburban Agricultural and Residential, etc.)  
 District  
 B-1 (Suburban Agricultural and Residential, etc.)  
 District  
 B-2 (Suburban Residential) District  
 C (Urban Protected Residential, etc.) District  
 D (Urban Protected Residential - One and Two-Family  
 Dwellings, Townhouses, etc.) District  
 R-2 (Small Lot Single Family Detached) District  
 R-4 (Urban Protected Residential - One and Two-Family  
 Dwellings, etc.) District  
 RT-10 (Townhouse) District  
 RT-20 (Townhouse - Maisonette) District  
 RT-30 (Street - Townhouse - District)  
 DE (Low Density Multiple Dwellings) District  
 DE-2 (Multiple Dwellings) District  
 DE-3 (Multiple Dwellings) District

subject to the following:

- (i) it is located within a school, church, community centre or other public building; or
- \*\* (ii) it has a maximum number of 25 children and is situated on a lot which is more than 180 metres from the lot line of any other tract of land occupied by a Day Nursery other than those located in a school, church, community centre or other such public building.
- (iii) that notwithstanding Section 18A(14), no parking shall be permitted in a front yard except within the access driveway leading to the required parking spaces.

\* Recorded Vote, see page 838

\*\* Proposed Amendment Lost

Recorded Vote, see page 838

- \* (e) That the amending By-law recognizes those Day Nurseries existing at the date of the passing of the existing by-law as legal conforming uses;
  - (f) That Zoning By-law 6593 be amended to require Day Nurseries to provide a parking or a loading zone to drop off and pick up children at a ratio of one stacked car space per six children; and
  - \*\* (g) That Day Nurseries in all districts be placed under Site Plan Control.
  - (h) That Private Home Day Care be defined in the zoning by-law as follows:

"Temporary care of 5 or fewer children under 10 years of age in a private residence other than the home of a parent or guardian of any of the children. This care is given for compensation or reward, under the supervision of a private-home day care agency and must not exceed a period of 24 hours."
  - (i) That Section 3(3)(ia) be inserted in the by-law and read as follows:

"A private home day care is permitted within a dwelling unit."
6. That the Chairman of the Planning and Development Committee or his designate be authorized to attend the 15th Annual Heritage Canada Foundation Conference entitled "Managing our Cities: The New Collaboration" to be held in Charlottetown, P.E.I. on 1988 September 8 - 10.
7. That the Building Commissioner be authorized to issue demolition permits for the demolition of the following properties:
- (a) 432 Ferguson Avenue North
  - (b) 938 Upper Paradise Road
  - (c) 922 Upper Paradise Road
  - (d) 912 Upper Paradise Road
  - (e) 22 East 7th Street
  - (f) 140 Burlington Street East

\* Recorded Vote, see page 838

\*\* Recorded Vote, see page 838

- (g) 1468 Upper James Street
- (h) 310 Britannia Avenue
- (i) 153 Nash Road North
- (j) 25 Gerrard Street

8. That for the purpose of implementing the new lot grading obligations for subdivisions approved by City Council on 1988 February 29, the following BE APPROVED:

- (a) That the form of the City's Subdivision Agreement be revised for all Subdivision Agreements executed by the City on or after 1988 August 1, as follows:
  - (i) That Subdividers be required to provide the City with their Engineer's Certificate (on compliance with the lot grading obligations) within six (6) months of the insulation inspection date, and;
  - \* (ii) That if the Engineer's Certificate is not received within the six (6) month period, or if received, is not in compliance with the provisions of the Subdivision Agreement, that the City may obtain, at the Subdivider's expense, the required Certificate and recover the cost thereof out of the security held by the City pursuant to the Subdivision Agreement, and;
  - (iii) That Subdividers be required to pay a "Lot Grading Inspection Fee" in the amount of \$153.00 per lot to cover the costs incurred by the Engineering and Building Departments in reviewing, approving, inspecting and enforcing each subdivision's lot grading plan and detailed grading plans.
- (b) That the Building Department budget be increased by \$75,518. to accommodate the hiring of two additional Building Inspectors and one stenographer commencing 1988 September 1, and;
- (c) That the Finance Committee be requested to recommend the method of financing.

\* Section 8 (ii) Amended, see page 839



NOTE: The Building Department Budget will be increased by \$75,518. in Year 1 and \$127,554. in Year 2. If 1000 houses are built per year the annual revenue generated by the "Lot Grading Inspection Fee" will be \$153,000.

For the information of the members of City Council, staff have been requested to investigate measures that can be taken on grading problems occurring in established areas.

9. That a Commercial Facade Loan in the amount of \$12,546. be approved for F. B. Smith McKay Florists Ltd., owners of 238 James Street North.

NOTE: The interest rate will be 4.5 percent, amortized over 10 years.

10. (a) That, the staff recommendations based on the Business Improvement Area Commercial Improvement Programme submissions, attached hereto and marked APPENDIX "E", BE APPROVED at an estimated gross cost of \$599,170; and,
- (b) That, the Department of Community Development be authorized to implement the recommendations in (a) above.

NOTE: On 1987 January 29, City Council approved the Department of Community Development's Capital budget submission of five hundred thousand dollars (\$500,000.) per year for the next five (5) years for a total of two million, five hundred thousand dollars (\$2,500,000.), for the Commercial Improvement Programme. City Council, at its meeting held 1987 May 26, adopted Item #1 from the 12th Report of the Executive Committee for 1987, recommending that the Commercial Improvement Programme be proceeded with at an estimated gross cost of two million, five hundred thousand dollars (\$2,500,000.).

Between February and May of 1987, submissions were accepted for the Programme from all eligible B.I.A.'s. In 1987 there were six (6) B.I.A.'s that made application and were eligible for the Commercial Improvement Programme and this year there are seven (7), the newest being the Barton General B.I.A.

For the purpose of reviewing these applications a staff advisory committee was established in 1987 and again in 1988, comprised of representatives of all affected departments. Based on this expertise APPENDIX "E" has been formulated.

11. That the City NOT TAKE ANY FURTHER ACTION with respect to Lot 5, Cardinal Heights Addition No. 5, Phase 3, providing Starward Homes Ltd. offers \$1,200. to the owner of Lot 5 for settlement on lot grading.

NOTE: Cardinal Heights Addition No. 5, Phase 3, is a subdivision where the grading was to be completed several years after the initial construction, with the resulting fence erection and landscaping before the last of the grading disputes are settled. This has made it difficult to settle the dispute on Lot 5.

The grading in the vicinity of Lot 5 is reasonable, but Lot 5 is somewhat lower than the surrounding lands because of changes which were done on the surrounding lands several years ago. Lot 5 grading itself is not extremely bad, but slight improved drainage would be beneficial. In order to achieve this, a number of meetings were held by the subdivider's staff, his consultant, City staff and the owner of Lot 5. Many solutions were proposed, but the owner kept insisting that the neighbour's lands should be lowered, which in the other's opinion, was not reasonable. Finally, after many more phone calls, the owner sent the City a letter in which he indicated what he considers acceptable. This, in turn, involves the lands of the other owners.

It is the staff's opinion that, while Lot 5 is not graded perfectly, there is no serious drainage problem on it. Furthermore, the owner has turned down the subdivider's proposal to regrade, and the Regional staff's solution, which was a catch basin.

It is therefore recommended that the City not take any further action on the agreement, providing the owner is offered \$1,200. compensation for nuisance.

12. (a) That the Department of Community Development be directed to process a Designated Property Grant in the amount of \$4,850. to Mr. Carl Kopriva, owner of 233 and 235 Locke Street North (Castle Dean), and;
- (b) That the Department of Community Development be directed to process an increase in the Community Heritage Trust Fund Loan to Mr. Carl Kopriva, owner of 233 and 235 Locke Street North (Castle Dean), in amount of \$4,850. at six percent interest, amortized over a ten year period.

13. (a) That the Corporation of the City of Hamilton accept the sum of \$4,200. as cash payment in lieu of the 5% dedication in connection with "Aquila Place - Phase 2", Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located south of Limeridge Road and west of Upper Wentworth Street in the Crerar Neighbourhood, Hamilton.

- (b) That the Corporation of the City of Hamilton accept the sum of \$7,500. as cash payment in lieu of 5% dedication in connection with "Wisemount Forest Survey - Phase 4", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: The lands are located south of Mohawk Road and west of Upper Kenilworth Avenue in the Lisgar Neighbourhood, Hamilton.

- (c) That the Corporation of the City of Hamilton accept the sum of \$4,760. as cash payment in lieu of 5% dedication in connection with "Rushdale Manor", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located south of Limeridge Road and west of Upper Sherman Avenue in the Rushdale Neighbourhood, Hamilton.

- (d) That the Corporation of the City of Hamilton accept the sum of \$3,720. as cash payment in lieu of 5% dedication in connection with "DiCenzo Gardens - Phase 3", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located south of Stone Church Road and west of Upper Wellington Street in the Ryckman Neighbourhood, Hamilton.

14. That the Offer to Purchase the lands of the City of Hamilton known as Part 10, Plan 62R-6188, duly executed by the Purchaser, Aiden Tuite on 1988 March 15, and approved by City Council on 1988 April 26, (Item 13 of the 9th Report of the Planning and Development Committee) BE AMENDED as follows:

- (a) Clause 7 - the closing date be extended from 1988 June 6 to 1988 August 31.

NOTE: All other conditions of the agreement shall remain the same and time is of the essence.



15. (a) That the vacant lots at 10, 12, and 14 Gerrard Street measuring approximately 74 feet by 80 feet and the vacant lot at 24 Gerrard Street measuring approximately 19 feet by 80 feet BE RENTED to Philip Enterprises Inc. on a monthly basis commencing 1988 July 1 at a rental of \$280. per month plus taxes estimated at \$1,400. for the year 1988.
- (b) That the Mayor and City Clerk be authorized to execute the Tenancy Agreement.

NOTE: The above mentioned properties have been purchased by the City of Hamilton in connection with the acquisition of land in the Alpha Enclave (West) Phase I.

The lands are to be rented on a monthly basis until the assembly in the area is completed.

16. (a) That the City, in its capacity as Landlord, GRANT CONDITIONAL APPROVAL to First Phase Civic Square Limited to expand the cinemas within the first phase of the L. D. Jackson Square, the expansion contemplating the creation of an additional building coverage of approximately 14,000 square feet at the Plaza Level, subject to First Phase:-
- (i) complying with the requirements of the Ground Lease, including additional ground lease payment,
  - (ii) complying with all Federal, Provincial, Regional and Municipal laws, by-laws, requirements and regulations,
  - (iii) providing the detailed plans and drawings for approval in accordance with the Ground Lease,
  - (iv) executing any amendments to the Ground Lease, if formal amendments prove necessary.
- (b) That the Lessee, First Phase Civic Square Limited, be informed that this approval is preliminary only and is subject to the required plans, drawings and other documentation required by the Ground Lease and Development Agreement being received and approved by Council or the Co-Ordinator of the L. D. Jackson Square as the Review Authority, as the case may be, prior to final approval being given and prior to the commencement of any physical alteration to the leased premises and that the Lessee should act accordingly.
- (c) That the City agree to reducing the publicly usable open space on the Plaza Level by the area of the proposed cinema expansion.

17. That the City Solicitor BE AUTHORIZED to prepare a Quit Claim Deed from the City of Hamilton to the present owners of 61 Burford Road, Hamilton, to release the property from the construction covenants to the City as contained in deed number 130663 A. B. (Lots 3 and 4) and deed number 208866 A.B. (part Lot 2).

18. That the Offer to Purchase the lands of the Corporation of the City of Hamilton being composed of Lot 18, Plan M-227, Hamilton Industrial Park No. 1, duly executed on 1987 September 3, by the Purchaser, Fin-Par Enterprises Inc., and approved by City Council on 1987 September 29, (Item 20 of the 17th Report of the Planning and Development Committee) BE AMENDED as follows:

(a) the commencement of construction date be extended from 1988 June 2 to 1988 October 2, and;

(b) the completion of construction date be extended from 1989 June 2 to 1989 October 2.

NOTE: A request from the Solicitor for the Owners, for a four month extension of the construction commencement and completion dates has been received. He advises that the Owners had entered into an agreement to construct a building for lease. However, the firm has now indicated that it no longer wishes to take possession of the said building. The Owner is now required to find a new tenant and re-draft their architectural plans and specifications for its 12,000 minimum square foot building.

In view of the delay caused by this predicament, the Director of Property supports the extension.

19. That the City Solicitor BE AUTHORIZED to prepare a Quit Claim deed from the City of Hamilton to the present owners of 51 and 52 Keefer Court, Hamilton, Ontario, to release the property from the construction covenants to the City as contained in deed number 410029 CD.

20. That Mr. Peter Spitman, the present registered owner of 66 Arkledun Avenue, BE INFORMED that the City has elected not to exercise its right to receive notice of the property sales prior to his taking title to this property, but that the City reserves its right pursuant to the covenants in favour of the City in registered Deed No. 395261 A.B. to be provided with two months to equal any reasonable offer to purchase the property which may arise in the future.

NOTE: In 1975 September, this property was sold by the City to Mr. Roger Gerard. As the building was considered to have architectural significance, the agreement of purchase and sale specified;

- (a) That there be no structural changes to the exterior other than maintenance, without the City's approval, and;
- (b) That the City be given two months in which to equal any subsequent reasonable offer to purchase, on a first refusal basis.

In 1979, City Council decided to take no action to match an offer received by the then owner on the sale of the property. Since then the property has changed hands without giving the City two months to consider matching the sale price paid in the change of ownership.

Accordingly, the present owner now requests the City to confirm that the City does not require the property at this time and that the City waives its right that it had to receive notice of the previous sales resulting in the current ownership of the property in favour of Mr. Peter Spitman.

- 21.
- (a) That in accordance with the cash-in-lieu payment policy, Cidracine Enterprises Limited be required to pay to the City of Hamilton the sum of \$30,000. (\$2,000. x 15 required parking spaces).
  - (b) That the City Solicitor be directed to prepare the necessary agreements to implement the cash-in-lieu parking payment.

NOTE: Cidracine Enterprises Limited applied to the City of Hamilton to rezone the lands at Nos. 293-335 Wellington Street North to permit the conversion of the existing industrial building for medical offices. A total of 322 parking spaces was required for the development; however, a variance was granted to permit 176 spaces on-site, 25 spaces on the lands to the north and 15 spaces to be paid for through the cash-in-lieu policy (total 216 spaces) which was one of the conditions of the rezoning.

The Cash-in-lieu Parking Committee met on 1988 May 18 to determine the cash-in-lieu payment for the 15 required parking spaces. The land cost is \$2,250. per space and the development cost is \$1,750. for a total of \$4,000. per space. In accordance with the cash-in-lieu policy, the applicant pays 50% of the total cost per space.



22. (a) That APPROVAL be given to the "Intent to Designate" the North, East and West facades of St. Paul's Ecumenical Church and the East facade of the Sunday school as a property of Historical and Architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as per the Reasons for Designation attached herewith and marked APPENDIX "F".
- (b) That the City Solicitor be authorized and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

23. That the revised mandate of the Hamilton Beach Implementation Committee attached herewith and marked APPENDIX "G", BE APPROVED.

NOTE: Minor changes have been proposed to the approved mandate of the Hamilton Beach Implementation Committee. These changes have been made mainly to recognize the high priority to be given the installation of trunk sewers, and preparation of the neighbourhood plan.

The Hamilton Beach Concept Plan was accepted in principle by City Council on 1987 November 24. The City at this time also approved the formation of an Implementation Committee to help carry out the plan.

24. (a) That APPROVAL be given to Subdivision Application 87-23, 428680 Ontario Limited, to establish a draft plan of subdivision north of Rymal Road between Upper Wellington Street and Upper Wentworth Street, subject to the following conditions:
- (i) That this approval apply to the revised plan prepared by MacKay, MacKay and Peters Limited, dated 1988 January 22, showing 334 lots, 6 blocks and walkway, further revised to shown block numbers for street widenings (Blocks "341", "342" and "343"), 0.3m reserves (Blocks "334", "345", "346" and "347")walkway (Block "348") and dimensional changes at street curves.
- (ii) That the owner acquire from the City of Hamilton the strip and land located between the subject land and the land of the City of Hamilton Board of Education.
- (iii) That the owner complete a satisfactory land exchange with the City of Hamilton Board of Education so that proposed Brigade Drive and Byng Street can be established to the full required width as shown on the draft plan.

- (iv) That the owner acquire sufficient land to establish proposed Street "K" to the full required width.
- (v) That the streets and street widenings (Blocks "341", "342" and "343") be dedicated as public highways and the walkway (Block "348") be dedicated as a public walkway on the final plan.
- (vi) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (vii) That the final plan conform with the Zoning By-law approved under the Planning Act.
- (viii) That the owner convey Block "339" to the City of Hamilton for park purposes pursuant to the provisions of The Planning Act.
- (ix) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (x) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.
- (xi) That any dead-end or open side of the road allowance created by the plan be terminated in 0.3m reserves (Blocks "344", "345", "346" and "347") to be conveyed to the City of Hamilton and to be held by the City until required for the extension of the road allowance or for the development of abutting lands.
- (xii) That only those parts of the plan to which municipal services are available shall be registered.
- (xiii) That Blocks "337", "338" and "340" be developed only in conjunction with abutting lands.
- (xiv) That Block "336" be divided into lots for single-family dwellings on the final plan to the satisfaction of the City of Hamilton.
- (xv) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
- (xvi) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.

- (b) That a Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-87-23), 428680 Ontario Limited, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.
  - (c) That the Barnstown Neighbourhood Plan be amended to show the adjustments to the land use boundaries, street pattern and the inclusion of the walkway, all in compliance with the recommended draft plan of subdivision.
- 25. That the Regional Municipality of Hamilton-Wentworth be requested to grant one year extensions to the draft approval for Templemead No. 3 Subdivision (Regional File No. 25T-77005), Rexford Heights - Phase 2 Subdivision (Regional File No. 25T-77033) and Oakland Park Extension No. 4 Subdivision (Regional File No. 25T-79022).
- 26. That the City Clerk be requested to inform the Regional Municipality of Hamilton-Wentworth that Proposed Amendment No. 35 to the Hamilton-Wentworth Official Plan is consistent and does not conflict with the City of Hamilton's planning intentions.

NOTE: Hamilton-Wentworth Region has requested the City's comments on proposed Amendment No. 35 to the Hamilton-Wentworth Official Plan which provides for additional commercial uses in Industrial-Business Parks, subject to certain criteria relating to type, location and amount of development in the Parks.
- 27.
  - (a) That APPROVAL be given to City Initiative 88-C, City of Hamilton, owner, requesting a change in zoning from "G-3" (Public Parking Lot) District to "H" (Community Shopping and Commercial, etc.) District, modified, to permit the conversion of the existing school for one or more of the following commercial, institutional, residential and public uses, for the property located at No. 255 West Avenue North, as shown on the attached map marked APPENDIX "H", on the following basis:
    - (i) That the subject lands be rezoned from "G-3" (Public Parking Lot) District, modified, to "H" (Community Shopping and Commercial, etc.) District.



(ii) That the "H" (Community Shopping and Commercial, etc.) District regulations contained in Section 14 of Zoning By-law No. 6593, applicable to the subject lands be modified to include the following variances as special requirements:

1. That notwithstanding Section 14.(1), only the following uses shall be permitted within the existing building:

(a) Commercial Uses

- (i) Offices excluding medical and dental offices
- (ii) Theatrical Production and Administrative facility with no seating
- (iii) Public parking lot
- (iv) Commercial School

(b) Residential Use

- (i) Multiple Dwelling

(c) Institutional Use

- (i) Day Nursery

(d) Public Uses

- (i) Community Center
- (ii) Museum

(iii) That Section 14.(3) shall not apply.

(iv) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1081, and that the subject lands on Zoning District Map E-12 be notated S-1081;

(v) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-12;

(vi) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

- (b) That the subject lands be added to Schedule "A" of Site Plan Control By-law 79-275, as amended by By-law 87-223 as shown on the attached map marked as APPENDIX "I".

NOTE: The purpose of this By-law is to provide for a change in zoning from "G-3" (Public Parking Lot) District to "H" (Community Shopping and Commercial, etc.) District for the property located at No. 255 West Avenue North.

The effect of this By-law is to permit the conversion of the existing West Avenue School for one or more of the following uses only:

- (a) offices excluding medical and dental offices
- (b) theatrical production and administrative facility with no seating capacity
- (c) public parking lot
- (d) day nursery
- (e) multiple dwelling
- (f) community center
- (g) commercial school
- (h) museum

In addition, the By-law exempts the existing building from the provision of yards which are required for residential uses.

28. (a) That APPROVAL be given to Zoning Application 88-19, Robert Leggat, owner, for a change in zoning from "AA" (Agricultural) District to "DE-2" (Multiple Dwellings) District for property located at the north-west corner of Upper Gage Avenue and Limeridge Road East, as shown on the attached map marked as APPENDIX "J" on the following basis:
- (i) That the subject lands be rezoned from "AA" (Agricultural) District to "DE-2" (Multiple Dwellings) District;
  - (ii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Maps E-38A and E-38B; and,
  - (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

- (b) That the previous resolution dealing with the rezoning of this site (ZA-87-07 - 6.R.P.D.C. 1987, March 31) be rescinded since the applicant has withdrawn this application.

**NOTE:** The purpose of the by-law is to provide for a change in zoning for property located at the north-west corner of Upper Gage Avenue and Limeridge Road East from "AA" (Agricultural) District to "DE-2" (Multiple Dwellings) District.

The effect of the by-law is to permit development of the subject lands for an apartment building, having a maximum height of eight storeys.

29. (a) That APPROVAL be given to Zoning Application 88-23, Chedoke-McMaster Hospitals, owner, requesting a modification to the "AA" (Agricultural) District to permit the development of subject lands for a medical office complex having a gross floor area of approximately 4,645 m<sup>2</sup> (50,000 sq.ft.), for the property located on the west side of Sanatorium Road, in the area south of Scenic Drive, as shown on the attached map marked as APPENDIX "K", on the following basis:
- (i) That the "AA" (Agricultural) District regulations as contained in Section 7A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
- 1) that notwithstanding Section 7A(1), the following commercial uses shall be permitted:
    - (a) medical offices and accessory uses;
    - (b) tuck shop;
    - (c) drug store; and,
    - (d) medical laboratories.
  - 2) that the rear and side yard requirements of Section 7A(3) shall not apply.
  - 3) that notwithstanding Section 18A(1) (d) and (e) one loading space (9.0 m x 3.7 m x 4.3 m) shall be provided and maintained on the lot.
  - 4) that notwithstanding Section 18A.(9), the required parking may be located off-site.
  - 5) that Sections 18A.(11), (12), (14) and (26) shall not apply.



- (ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1082, and that the subject lands on Zoning District Maps W-36 and W-37 be notated S-1082;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-36 and W-37;
  - (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the subject lands be added to Site Plan Control By-law 79-275, as amended by By-law 87-223, as shown on the attached map marked as APPENDIX "L".

NOTE: The purpose of this by-law is to provide for a modification to the "AA" (Agricultural) District for the property located on the west side of Sanatorium Road, in the area south of Scenic Drive.

The effect of the by-law is to permit the development of the subject lands for a medical office complex with accessory uses having a gross floor area of approximately 4,645 m<sup>2</sup> (50,000 sq. ft.)

In addition, the By-law provides for the following variances:

- (a) to allow the 218 required parking spaces to be accommodated off-site (on the existing Chedoke-McMaster hospital grounds) (Section 18A.(9)).
- (b) to exempt the development from the rear and side yard requirements.
- (c) to allow the development to provide one loading space (9.0 m x 3.7m x 4.3 m) instead of the legally required 2 large loading spaces (Section 18A.(1)(d) and (e)).
- (d) to allow the parking area to be located with 1.5m of a residential district and closer than 6.0m to the front lot line (Section 18A.(11)).
- (e) to exempt the development from providing a 1.5 m wide landscaped strip and a 1.2 m to 2.0 m high visual barrier between the parking area and a residential district (Section 18A.(12)).

- (f) to allow required parking in the required front yard (Section 18A(14)).
- (g) to allow the egress and ingress for the medical centre to be located less than 3.0 m from a residential district (Section 18A.(26)).

30. That APPROVAL be given to an amended Zoning Application 88-25, Catharine Dillon, and Patricia Vassallo, owners, for a modification to the established "JJ" (Restricted Light Industrial) District regulations for property at No. 2783 Barton Street East, as shown on the attached map marked as APPENDIX "M", on the following basis:

- (a) That the "JJ" (Restricted Light Industrial) District regulations as contained in Section 16A of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variance as a special requirement.
- (i) That in addition to the uses permitted in Section 16A(1) of By-law No. 6593, the following uses shall be permitted within the existing building with a maximum retail sales area of 50% of the gross leasable floor area:

S.I.C.  
IDENTIFICATION

(1) Household Furniture Store (with appliances and furnishings)	6211
(2) Household Furniture Store (without appliances and furnishings)	6212
(3) Appliance, Television, Radio and Stereo Store	6221
(4) Floor Covering Store	6231
(5) Drapery store	6232
(6) Industrial Machinery and Equipment Rental and Leasing	9911
(7) Other Machinery and Equipment Rental and Leasing	9919
(8) Computer Services	7721
(9) Computer Equipment Maintenance and Repair	7721
(10) Tire, Battery, Parts and Accessories Store	6342

(ii) That the following commercial uses be permitted:

(1)	Offices of Architects	7751
(2)	Offices of Engineers	7752
(3)	Management Consulting Services	7771
(4)	Customs Brokers	7794
(5)	Chartered Banks	7021
(6)	Trust Companies	7031
(7)	Local Credit Unions	7051.
(8)	Caterers	9214
(9)	Medical Laboratories	8681
(10)	Radiological Laboratories	8682
(11)	Combined Medical and Radiological Laboratories	8683
(12)	Dance Hall, Studio and School	9693

- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1083, and that the subject lands on zoning District Map E-123 be notated S-1083;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-123;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton planning area.

NOTE: The purpose of the By-law is to provide for a modification to the established "JJ" (Restricted Light Industrial) District regulations applicable to property at No. 2783 Barton Street East.

The effect of the By-law is to permit in addition to the established "JJ" (Restricted Light Industrial) District uses, other commercial uses within the existing building with a maximum retail sales area of 50% of the gross leasable floor area as referenced to above.

31. (a) That APPROVAL be given to Official Plan Amendment No. 58 to redesignate from "Residential" to "Commercial", lands located at the south-west corner of Upper Sherman Avenue and Limeridge Road East, and that the City Solicitor be directed to prepare a by-law to adopt the Official Plan amendment for submission to the Regional Municipality of Hamilton-Wentworth.



- (b) That APPROVAL be given to Zoning Application 88-27, David John Armstrong, owner, to establish a change in zoning from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial, etc.) District, modified, for property located at the south-west corner of Upper Sherman Avenue and Limeridge Road East, as shown on the attached map marked as APPENDIX "N", on the following basis
- (i) That the subject lands be rezoned from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial, etc.) District.
  - (ii) That the "HH" (Restricted Community Shopping and Commercial, etc.) District regulations as contained in Section 14A of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special provision:
    - 1. Notwithstanding Section 14A(1) of Zoning By-law No. 6593 only a retail variety store with an accessory gas bar outlet shall be permitted on the site.
  - (iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1084, and that the subject lands on zoning District Maps E-27A and E-27B be notated S-1084.
  - (iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-27A and E-27B.
  - (v) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 58.

NOTE: The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial, etc.) District for property located at the south-west corner of Upper Sherman Avenue and Limeridge Road East.

The effect of the By-law is to permit the site to be developed with a retail variety store use and an accessory gas bar.

- \* 32.
- (a) That the terminus for GO Rail be relocated at the CP (former T. H. & B.) Station as soon as possible.
  - (b) That the decision on the reconstruction of the Hunter Street tunnel be deferred until the growth in service warrants further examination;
  - (c) That the CP station be developed as a multi-modal transport terminus and that the existing bus terminal be transferred to this station;
  - (d) That the opening of the new terminus coincide with any improvement and/or changes to the HSR operations and the transferring of the existing bus terminal;
  - (e) That the maximum GO Train frequency, including two-way service, be provided as soon as the new terminus is open and the operations be integrated with GO bus services;
  - (f) That the Waterdown station be treated as a component of the initial project to provide commuter parking to serve the entire Region;
  - (g) That the new terminus be developed as a mixed use development, including general purpose parking;
  - (h) That, the new terminus be of a high quality design, and that the Urban Design Committee be requested to:
    - (i) review any proposed CP station development with participation by the public; and,
    - (ii) prepare guidelines for development in the area surrounding the CP station with participation by the public;
  - (i) That every effort be made to retain and enhance the CP building as part of any development of the terminus;
  - (j) That the Neighbourhood Associations and other interested groups participate in the process of identifying impacts and developing measures to mitigate adverse social and environmental impacts and enhance the social and physical environment, as part of the current study;

\* Recorded Vote, see page 839

- (k) That the Central Area Plan Implementation Committee review this report and recommendations as further information is received and report back to the Planning and Development Committee.

NOTE: For the information of the members of City Council, the Transport and Environment Committee held a Public Meeting on the above recommendations on Monday, 1988 May 16th, and took NO ACTION.

33. (a) That the City of Hamilton NOT ACQUIRE the lands at Greenhill Avenue, Gershome Neighbourhood (Cochren Construction Site), as outlined in a map attached hereto and marked APPENDIX "O", through 5% Parks Dedication or directly through gift for a tax receipt, and;
- (b) That the City of Hamilton request the owner of the subject lands to negotiate with the Province for funding the public acquisition.

NOTE: For the information of the members of City Council, staff have been directed to facilitate negotiations between the owners of these lands and the Province for the purpose of acquisition.

34. (a) That the City of Hamilton request McMaster University and the Students' Union to establish a permanent Housing Committee (composed of City representatives, students, University administrators, landlords and residents) to review data on student housing, and address any problems related to student housing and other pertinent issues.
- (b) That the Housing Committee develop a brochure for those students residing in the community in off-campus housing and develop ways to educate and to inform those students as to the nature of the community and expected standard of behaviour.
- (c) That the City of Hamilton take the necessary steps to allow City Officials to enforce the Zoning By-law, Property Standards By-law, Backyard By-law, Licensing By-law (Lodging Home), etc., under the Provincial Offences Act; BY TICKETING offending persons in an effort to increase effectiveness of enforcement.
- (d) That the permanent Housing Committee meet with the Transportation Services Committee to review the transportation needs of the student with a view to improving service access in the Region.



- (e) That the Police and By-law Enforcement Officers continue to be a visible force to attend to potential problem situations, especially during McMaster's peak student entertainment activities such as orientation, homecoming, etc.
- (f) That the Municipal (Hamilton) Non-Profit Housing Corporation approach McMaster University and the Students' Union with a view to forming a co-operative, to provide student housing with Provincial government monies.
- (g) That the City of Hamilton fully investigate the feasibility of defraying the costs associated with the construction of University and/or Student Union sponsored housing.
- (h) That the Regional Planning and Economic Development Committee be requested to prepare a map identifying all higher density areas within the Region which are suitably zoned for the construction of multiple student accommodation, for the purpose of assisting developers.
- (i) That McMaster University be encouraged to actively pursue the development and provision of additional on and/or off-campus housing, and that McMaster University and the Students' Union approach the Provincial and/or Federal governments with a view to obtaining funding for student housing either within existing financial programs or newly created ones.
- (j) That McMaster University be encouraged to analyse that the entrance to on-campus residence accommodation take into account the permanent residence of the student, as well as his/her academic standing. Students whose principal residence is in the immediate Hamilton-Wentworth area should be given a lesser priority.
- (k) That notwithstanding Section (j) above, that every possible effort be encouraged by McMaster University to ensure freshman admission to residence if that is the type of accommodations they prefer, regardless of the site of their primary residence.
- (l) That McMaster University be encouraged to assess its housing policies so that its code of behaviour for residents continue to be rigorously and consistently enforced.
- (m) That McMaster University be encouraged to make use of resource groups such as The Lady Hamiltons, The Chamber of Commerce and The Regional Tourism Associations, etc. during Orientation Week to assist in acclimatizing students and their families to living in Hamilton. McMaster University could continue to utilize these volunteers in an on-going ad hoc basis, whenever their expertise would be beneficial.

- (n) That consideration be given to McMaster University, the Students' Union and residents forming a Committee to welcome students into the Westdale/West Hamilton Community in the Fall.
- (o) That the building of off-campus co-operative apartments or buildings erected by private enterprise be encouraged in areas where it is suitably zoned.

\* NOTE: For the information of the members of City Council, the Planning and Development Committee agreed to TABLE a recommendation from the Student Housing Task Force, to define "family" and pass an exclusionary by-law based on this definition. As the exclusionary by-laws currently in place in Waterloo and London are being challenged in the courts, the Committee agreed that it would be premature for the City of Hamilton to enact a similar by-law before the court decisions respecting these by-laws has been made.

The Planning and Development Committee TABLED a Task Force recommendation to review the discrepancy between pre and post 1940 houses whereby a pre 1940 house can be converted to add more dwelling units provided they meet a number of criteria. The City has been given Provincial funding to study the issue of "Housing Intensification". The study is tentatively scheduled to begin at the end of 1988, and will be included in the 1989 Work Programme of the Planning Department. The Committee has urged a speedy completion of this Study.

Staff have been requested to provide a report to the Planning and Development Committee on the costing and time factor involved in producing an information brochure in conjunction with McMaster University and possible Corporate funding on the "Good Neighbour" concept of Student housing.

The Planning and Development Committee TABLED a recommendation of the Task Force that the City of Hamilton in conjunction with McMaster University and the Students' Union lobby Queen's Park to modify rent controls so as to encourage and increase the stock of multiple rental housing. The Committee, at a future meeting, will be considering the establishment of an Advisory Committee to study the issue of rent controls.

\* First paragraph of note Amended, see page 839

35. That leave be granted to introduce the following Bills:

- (a) Bill D-39 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal no. 94 Park Street North.
- (b) Bill D-69 A By-law to establish Site Plan Control respecting land located at municipal no. 18 Main Street East.
- (c) Bill D-71 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-law No. 80-107 and By-law No. 85-172 respecting lands located at municipal nos. 849 and 853 Upper Wentworth Street.
- (d) Bill D-72 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal no. 1556 Upper Gage Avenue.
- (e) Bill D-73 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal no. 864 Upper Wentworth Street.
- (f) Bill D-74 A By-law to amend Zoning By-law No. 6593 respecting land located at municipal no. 255 West Avenue North (West Avenue School).
- (g) Bill D-75 A By-law to establish Site Plan Control respecting land located at municipal no. 255 West Avenue North (West Avenue School).
- (h) Bill D-76 A By-law to amend Zoning By-law No. 6593 respecting lands located at municipal nos. 293-335 Wellington Street North.
- (i) Bill D-77 A By-law to establish Site Plan Control respecting lands located at municipal nos. 293-335 Wellington Street North.
- (j) Bill D-78 A By-law to repeal By-law nos. 79-148, 79-158, 80-182, 81-182, 81-251, 81-252, 82-136, 82-137, 83-188, 83-220, 84-253, 86-113, 86-146.



- (k) Bill D-79 A By-law to amend Zoning By-law no. 6593  
respecting land located at municipal no.  
538 Mountain Brow Boulevard.
- \* (l) Bill D-80 A By-law to Amend By-law No. 87-312  
respecting appointment of Inspectors.

Respectfully submitted,

Susan K. Reeder  
Secretary  
1988 June 8th  
1988 June 15th

ALDERMAN J. SMITH, CHAIRMAN  
PLANNING AND DEVELOPMENT COMMITTEE

\* Section 35 (1) Added during Council

\*\* First paragraph of NOTE Amended to Read:

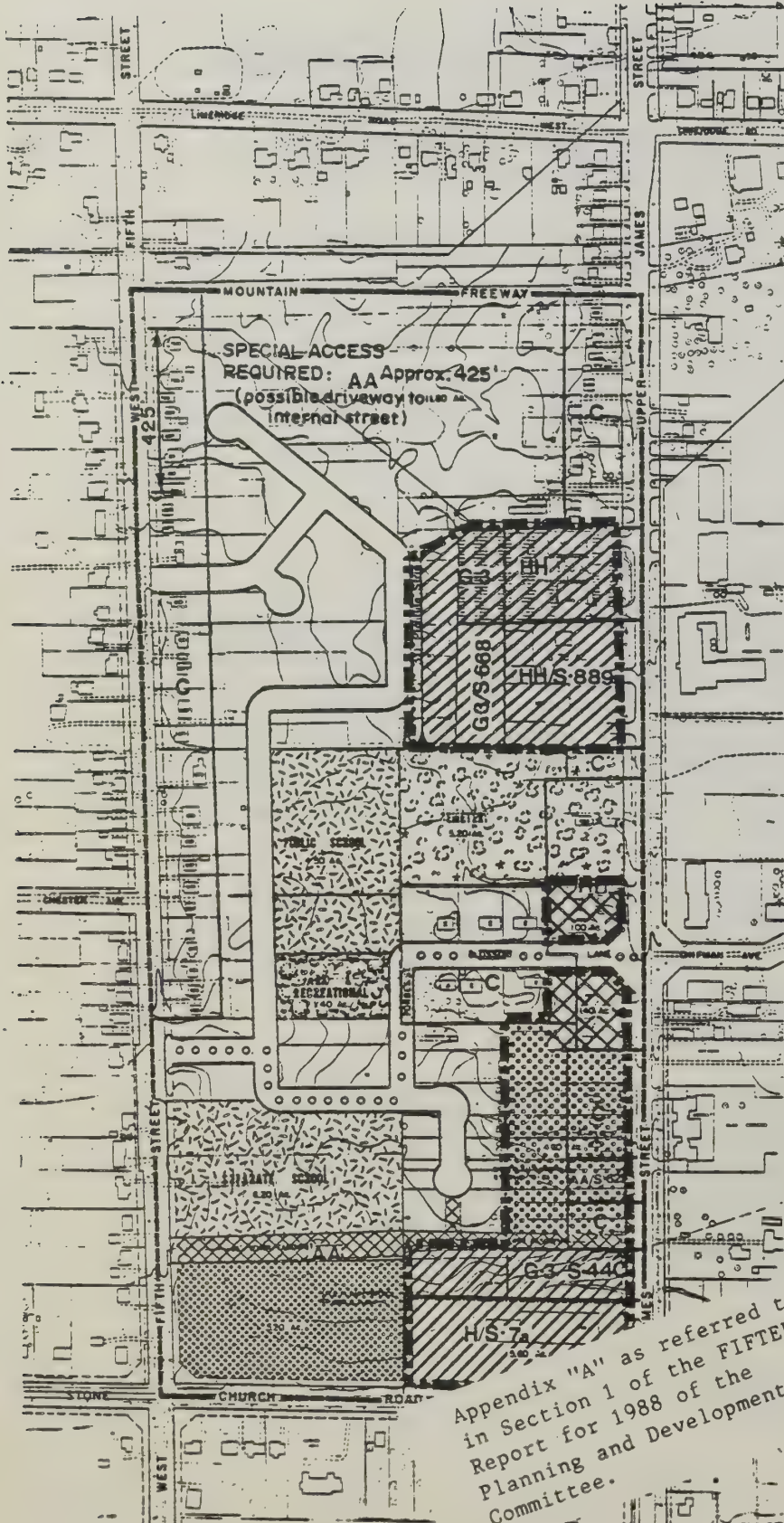
NOTE: For the information of the members of City Council, the Planning and Development Committee agreed to TABLE a recommendation from the Student Housing Task Force, to define "family" and pass an exclusionary by-law based on this definition. As the exclusionary by-laws currently in place in Waterloo and London are being challenged in the courts, the Committee agreed that it would be premature for the City of Hamilton to enact a similar by-law before the court decisions respecting these by-laws has been made.

The City Solicitor will advise the Planning and Development Committee immediately once a court decision has been made in either of these cases in order that this matter can be lifted from the table.

\*\*\* Section 8 (ii) Amended to Read:

8. (ii) That if the Engineer's Certificate is not received within the six (6) month period, or if received, is not in compliance with the provisions of the Subdivision Agreement that the City may do the work necessary to obtain the certificate and recover the cost thereof out of the security held by the City pursuant to the Subdivision Agreement, and;

# APPENDIX "A"



EXISTING POPULATION (1985) 146

- Area Subject to Urban Design Guidelines
- Possible Easement Route
- Access to Local
- Public Street Lane
- City Lane
- Jointed Concrete Lane

NOTE: EXISTING TREES IN THE CENTRE OF FORMER STREET ARE TO BE MAINTAINED.

NOTE: THIS IS A GUIDE PLAN ONLY AND SUBJECT TO CHANGE AND REVISION. FOR DETAILS CONTACT THE LOCAL PLANNING DIVISION OF THE REGIONAL MUNICIPALITY OF HAMILTON-WESTWORTH.

## LAND USE

### RESIDENTIAL

- single & double
- ▨ attached housing
- ▤ low density apts.
- ▥ medium density apts.
- ▧ high density apts.
- ▩ commercial & apts.

- ▨ COMMERCIAL
- ▩ NEIGH'D COMMERCIAL
- ▤ CIVIC. & INSTITUTIONAL
- ▥ PARK & RECREATIONAL
- ▧ OPEN SPACE
- ▩ UTILITIES

- Neighbourhood Boundary
- Zoning Boundary

Approvals  
Planning Comm. \_\_\_\_\_ Council \_\_\_\_\_  
Revisions

CITY OF HAMILTON  
PLANNING DEPARTMENT

KERNIGHAN  
PROPOSED PLAN



Appendix "A" as referred to in Section 1 of the FIFTEENTH Report for 1988 of the Planning and Development Committee.



KERNIGHAN NEIGHBOURHOOD PLANDRAFT POLICIESI. INTRODUCTION

The Kernighan Neighbourhood Plan has been developed to help ensure the orderly development of the neighbourhood. It defines the type and location of the various land uses which are to be encouraged, as well as a description of the manner in which these are to be developed.

The Plan consists of the following two parts:

- a map of the land concept, attached as Appendix "A"; and,
- a set of written policies, which follow.

II BACKGROUND

The Neighbourhood Plan is being prepared at this time since the southern portion of these lands is presently being serviced with sewers, and will be available for development in the near future.

The policies in the Plan have been based on the existing planning policies for the area, and are to be revised based on input from municipal staff and property owners.

The existing planning policies for the Kernighan area include:

- the land use designations and policies in the City of Hamilton Official Plan, which designate areas in the neighbourhood for residential, commercial, major institutional and open space uses; and,
- Official Plan Amendments, such as O.P.A. No. 28, which redesignated the lands fronting on Upper James Street to permit various types of commercial uses.

Further information on these policies and other planning issues is contained in the Background Information Report for Kernighan.

The neighbourhood planning process includes several steps to ensure opportunity for review and revision of the draft policies, including:

- collection and compilation of background information on all aspects related to planning of the neighbourhood;
- preparation of draft land use concept and policies, which are circulated to municipal staff for comments;
- public meeting to discuss the details of draft policies with area residents and land owners; and,
- revision and adoption of the final plan by Committee and Council.

Appendix "B" as referred to in Section 2 of the FIFTEENTH Report for 1988 of the Planning and Development Committee.



### III NEIGHBOURHOOD PLAN

#### A. Goals

There are three major goals which the Kernighan Neighbourhood Plan attempts to achieve, namely:

- neighbourhood self-sufficiency;
- efficient and attractive design; and,
- a viable commercial area on Upper James Street.

#### B. Policies

The following sections contain the planning policies, which are grouped by land use types.

##### 1. RESIDENTIAL

- The predominant form of land use in the Kernighan Neighbourhood will be low density residential and related uses.
- Residential development will include:
  - existing single-family homes along West 5th Street and Blossom Lane;
  - new single- and double-family homes in the interior;
  - new attached housing, townhouse units at West 5th Street and Stone Church Road;
  - new residential units in mixed-use commercial and apartments area along Upper James Street, south of Blossom Lane.
- Residential development will be encouraged which:
  - is compatible with height and density of adjacent development;
  - is innovative in design e.g., energy-efficient; and,
  - includes a variety of housing sizes, densities, types and costs.
- Higher density residential uses will be located at the exterior of the neighbourhood.
- The residential component of the mixed use area north of Stone Church and east of West Fifth will be encouraged.
- Home occupations will be permitted within residential areas, as long as these are compatible with residential areas.

## 2. COMMERCIAL

- A variety of commercial uses will be encouraged along Upper James Street, in a planned fashion, to effectively serve the needs of local residents and others, including:
  - General Commercial uses at the northeast and southeast corners of the neighbourhood;
  - Neighbourhood Commercial uses at the midblock node, on the north and south corners of Blossom Lane; and,
  - Commercial and Apartments uses on Upper James Street, further south of Blossom Lane.
- Existing Commercial uses will be permitted to remain.
- The Urban Design Guidelines for the Upper James Street Corridor, attached as Appendix "B", will be used to help ensure the uniform and aesthetic design of features such as building setbacks, parking, access, landscaping and buffering.

## 3. PUBLIC AND INSTITUTIONAL USES

- The two sites in Kernighan designated for possible schools will be developed if and when these schools are required, to provide:
  - a public school site in the interior of the neighbourhood; and,
  - a separate school site near the southwest corner of the neighbourhood on West 5th Street, north of Stone Church Road.
- These school sites will be well-integrated with the surrounding land uses, and designed to permit use of facilities to serve the needs of all neighbourhood residents. Conversion of school sites or school buildings to provide other uses will be considered if the school facilities are not required.
- Religious institutions will be encouraged to develop in the exterior of the neighbourhood, in a manner compatible with surrounding uses. The lands at Upper James Street and Stone Church Road which are designated for Multi-Centre uses in the Official Plan would be an appropriate location for such uses.

## 4. PARKS, RECREATION AND OPEN SPACE

- A neighbourhood park, approximately 0.6 hectares (1.4 acres) in size, will be developed in the interior of the neighbourhood, to provide for active and passive recreational activities.

- 4 -

- Other recreational areas and facilities will be encouraged to complement the neighbourhood park, such as within the two proposed school sites, and in adjacent neighbourhoods.
- The existing 2.1 hectare (5.2 acre) cemetery on Upper James Street, north of Blossom Lane, will be retained as cemetery and open space area.

#### 5. COMMUNITY SERVICES

- Adequate community services will be provided to serve the growing needs of Kernighan residents, including library services, police, fire, ambulance and other related services.

#### 6. TRANSPORTATION

- New and extended local roads will be provided in Kernighan to enable the efficient development of the area.
- The design of local roads will consider safety, use of passive solar energy, and restriction of access to arterial roads, where appropriate.
- The proposed Mountain Freeway at the north of the neighbourhood will be developed so as to minimize impacts on adjacent residents, by means such as landscaping and berms, provided within deep lots, in accordance with current requirements.
- Special access design will be considered for properties along West 5th Street within 130 m (425 ft.) of the proposed freeway, such as shared driveways.
- Pedestrian facilities such as sidewalks will be provided to access generators such as schools, parks and commercial areas.
- The provision of sufficient width in the road cross section to provide separate bicycle paths will be considered where warranted.
- A location for a possible bicycle path has been identified along Blossom Lane, Forbes Street, and the proposed road to West 5th Street.
- HSR transit routes will be extended and expanded as necessary, in accordance with future route locations, to provide convenient service for neighbourhood residents.

#### 7. VEGETATION

- Existing vegetation will be retained wherever possible, including woodlots and borders of mature trees, in the interior of the neighbourhood and along arterial roads.



- The existing trees in the centre of Forbes Street are to be maintained, by appropriate design and width of the new roadway.
- New trees and other landscaping will be added where possible, such as along arterial roads and on private property. The Urban Design Guidelines for Upper James Street Landscaping requirements will be implemented to provide a landscaped strip to the front and the rear of commercial developments in this section.
- Use of new landscaping to maximize the use of passive solar energy for heating buildings will be promoted.

#### 8. URBAN DESIGN

- The design of new commercial developments along Upper James Street will be in accordance with the Urban Design Guidelines for this area to provide features such as uniform front building setbacks, landscaping strips at front and rear, etc.
- An open space area will be provided at the northwest corner of Upper James Street and Stone Church Road as part of an Urban Design scheme to set off Barton Stone United Church.
- Heritage buildings with historical and/or architectural significance will be preserved where possible.

#### 9. INFRASTRUCTURE

- Full municipal services, including storm and sanitary sewers and adequate water supply will be provided for residents of the neighbourhood. Sewer services are presently being extended to the neighbourhood.
- New developments will be permitted only in areas to which municipal services have been extended.

#### 10. PLAN IMPLEMENTATION

- This plan, when adopted by City Council, will form the framework for the future development of the neighbourhood.
- The plan is intended to be flexible enough to allow for changes which reflect the general goals of the Plan.
- Neighbourhood Plan Amendments will be required only when there are significant changes in the neighbourhood.
- Any significant changes will require input from the citizens affected, and will be approved by City Council.

APPENDIX "B"

URBAN DESIGN GUIDELINES

UPPER JAMES STREET CORRIDOR

(KERNIGHAN SECTION)

Upper James Street is one of the major entrances to the City, as well as a developing commercial area. A variety of commercial uses will be encouraged, to serve the needs of local residents and the whole City.

Urban Design Guidelines have been prepared to help co-ordinate the future development of this area. These will help ensure that aspects such as the location of landscaping, access points, parking areas and building setbacks are adequate and uniform to enhance the appearance of this area.

There are three types of commercial land use planned for this corridor, as shown on the land use concept in Appendix "A". These areas are to be developed in accordance with the following guidelines which apply to new development or redevelopment only:

1) Commercial - General

Location

- Northern section of James Street frontage, from just north of Cemetery lands to proposed Mountain Freeway interchange lands.
- Also, southern section of James Street frontage, from sewer easement to Stone Church Road.

Permitted Uses for Redevelopment

- A wide range of commercial uses.
- Appropriate uses include retail, personal services, automotive service stations, etc.

Design

- Landscaping strip along the front property line, 3 m (10 ft.) in depth.
- Front service road to rear of landscaping strip, 21 m (70 ft.) in depth, which will include:
  - two rows of parking spaces, on the east and west sides
  - a traffic laneway running north-south, between the parking spaces.
- Fronts of commercial buildings located 24 m (80 ft.) from the front property line, with variable building depth.
- Rear service road 21 m (70 ft.) wide, in same design as front service road, with two rows of parking spaces and traffic laneway.

- 2 -

- Front and rear service roads to be linked between adjacent properties.
- Rear landscaping strip 6 m (20 ft.) in depth, along rear property line. This landscaping will be provided by the commercial property owner, within commercial lands. Rear strip of 9 m (30 ft.) for lands at north of neighbourhood.
- Maximum building height of up to 8 stories would be permitted to prevent shading of adjacent properties, but actual building heights might be 1 to 2 stories.

#### Lot Size

- Frontage of at least 30 m (100 ft.) along Upper James Street.
- Lots with less than this minimum frontage will be considered in special cases.
- Depth of approximately 135 m (440 ft.) in northern section, and 175 m (570 ft.) in southern section, including rear landscaped strip.
- Vehicular access from Upper James Street by means of a limited number of driveways, the number and location to be determined by land use types and traffic generated.

#### Special Features

- Existing uses in the northern commercial section are assumed to have appropriate building setbacks and parking layout.
- In the southern commercial section, a special open space area will be provided on the north-west corner of Upper James Street and Stone Church Road on private property outside of the widened road allowance.
  - The permitted uses for this special area will include open space, landscaping features, and possibly well-screened parking.
  - The purpose is to preserve and enhance the appearance of the Barton Stone United Church, which is an attractive, historical building and landmark located on the south-west corner of the intersection.
  - This open space area will be approximately 30 m (100 ft.) deep by 30 m (100 ft.) wide, on each corner of the intersection. Proposals with less than this amount of area will be reviewed on the basis of their ability to provide an attractive landscaped area.



2) Commercial and Apartments

Location

- Southern section of Upper James Street frontage, from 64 m (210 ft.) south of Blossom Lane, to the sewer easement located approximately 105 m (350 ft.) north of Stone Church Road.

Permitted Uses for Redevelopment

- Ground floor or first two floors for a broad range of commercial uses, including general commercial, retail, wholesale, warehouse, etc.
- Upper floors for residential apartments, rental or condominium.

Design

- Landscaping strip along the front property line, 3 m (10 ft.) in depth.
- Front service road to rear of landscaping strip, 21 m (70 ft.) in depth, which will include:
  - two rows of parking spaces, on the east and west sides
  - a traffic laneway running north-south, between the parking spaces
- Fronts of commercial buildings located 24 m (80 ft.) from the front property line, with variable building depth.
- Rear service road 21 m (70 ft.) wide, in same design as front service road, with two rows of parking spaces and traffic laneway.
- Front and rear service roads to be linked between adjacent properties.
- Rear landscaping strip 6 m (20 ft.) in depth, along rear property line within commercial lands, to be provided by commercial property owner.
- Maximum building height of up to 8 stories would be permitted to prevent shading of adjacent properties, but actual building heights might be 1 to 2 stories.

Lot Size

- Frontage of at least 30 m (100 ft.) along Upper James Street.
- Lots with less than this minimum frontage will be considered in special cases.
- Depth of approximately 90 m (300 ft.).

### Special Features

- Vehicular access to this area will be by means of a limited number of driveways, the number and location to be determined by land use types and traffic generated.
- Front and rear service roads will be linked between adjacent properties.

### 3) Neighbourhood Commercial

#### Location

- Halfway between proposed Mountain Freeway and Stone Church Road, on north and south sides of Blossom Lane.

#### Permitted Uses for Redevelopment

- Retail and service uses for the adjacent neighbourhood, such as convenience stores, personal services, professional offices.
- Non-highway commercial uses. Gas stations and related uses are to be discouraged.
- Commercial and apartments mixed use may be considered, but such uses should be directed if possible to the designated "Commercial and Apartments" lands immediately to the south.

### Design

- Angular strip plazas, facing towards both Upper James Street and Blossom Lane.
- A triangular open area reserved for pedestrians on the front corners, approximately 310 sq. m (11,000 sq. ft.) in size on each corner.
- Parking area located to the rear of the plazas.
- Building height of one to two stories for commercial uses.  
Maximum building height of 3 to 4 stories, if residential apartments included on upper floors.
- Rear landscaping strip 6 m (20 ft.) in depth, along rear property line, within commercial lands, to be provided by commercial property owner.

Area Size

- North of Blossom Lane, designated area has frontage of 45 m (140 ft.) along Upper James Street, and depth of 58 m (190 ft.) along Blossom Lane, including 6 m (20 ft.) rear landscaping.
- South of Blossom Lane, designated area has frontage of 64 m (210 ft.) along Upper James Street, and frontage of 58 m (190 ft.) along Blossom Lane, including 6 m (20 ft.) rear landscaping.

Special Features

- Pedestrian areas and amenities to be included to encourage neighbourhood residents to walk to this area.
- Street furniture to be provided in front open area, including benches, attractive lighting, as well as landscaping.
- Entire area to be developed as a whole, or in two large parcels; to enable implementation of the desired design.

VG:CS  
0125P



# URBAN DESIGN GUIDELINES

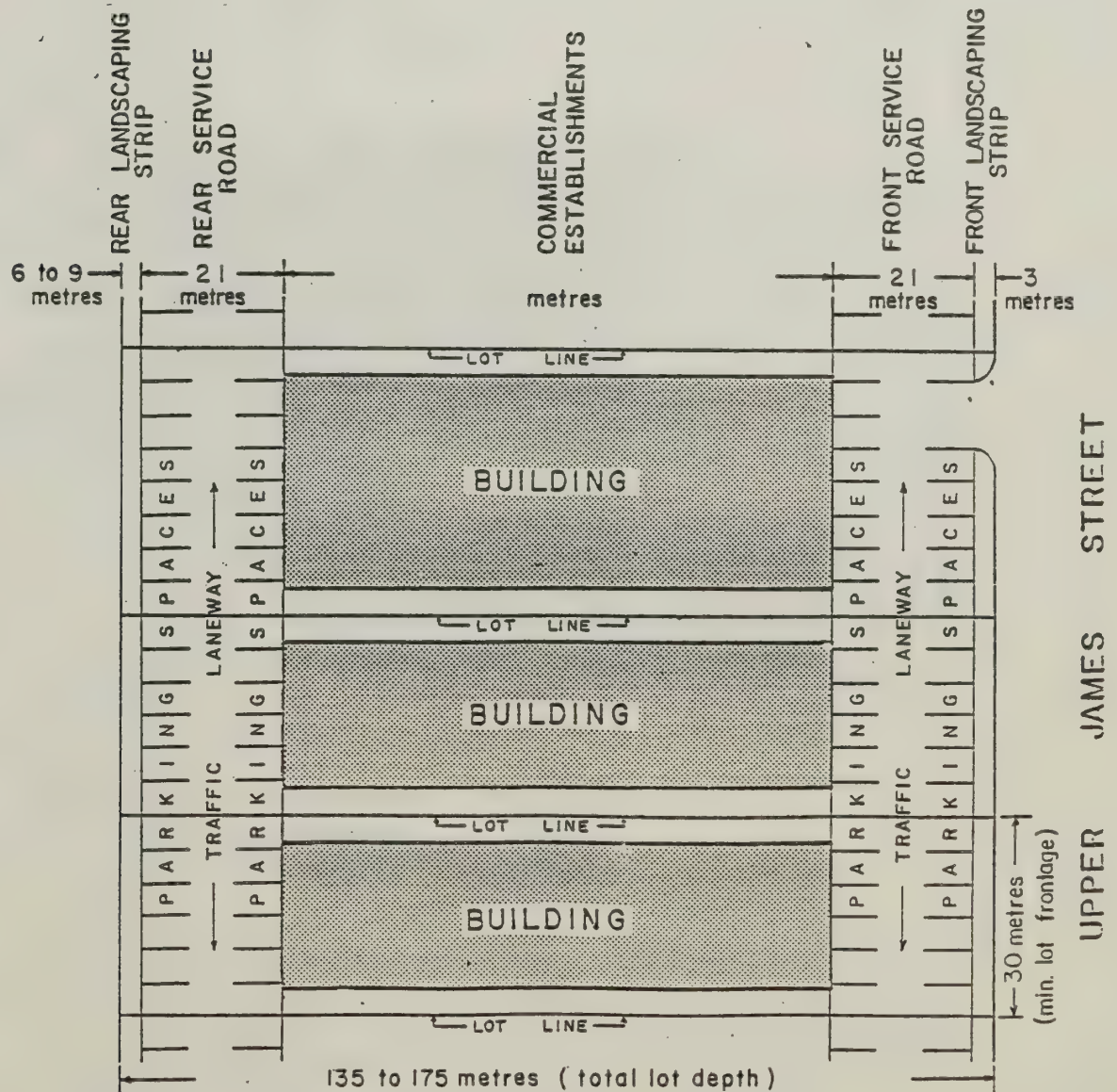
## FOR

### UPPER JAMES STREET CORRIDOR

#### KERNIGHAN SECTION

Example of Commercial Area Design for:

- 1) Commercial - General
- and 2) Commercial & Apartments



# URBAN DESIGN GUIDELINES

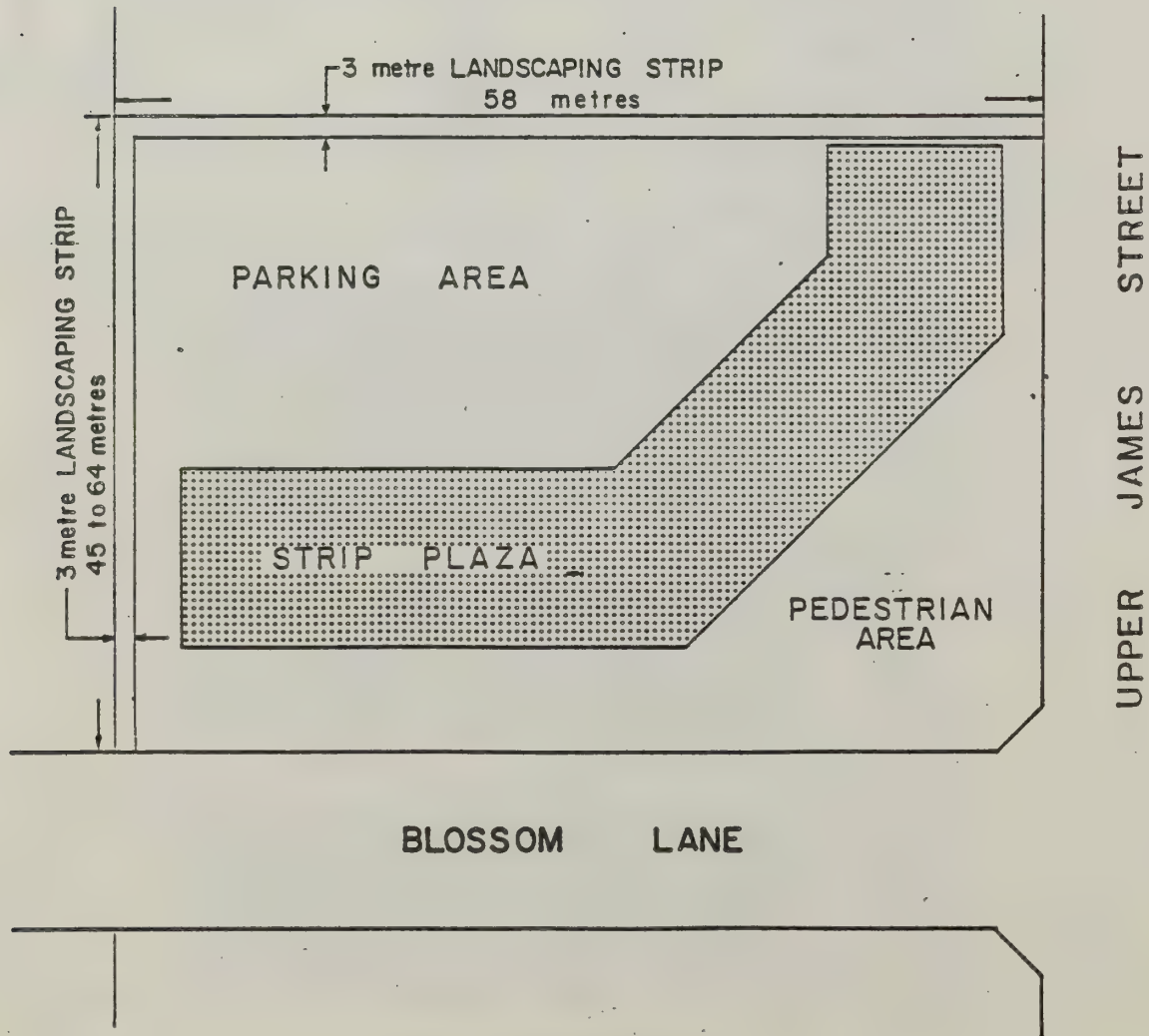
## FOR

### UPPER JAMES STREET CORRIDOR

#### KERNIGHAN SECTION

Example of Commercial Area Design for:

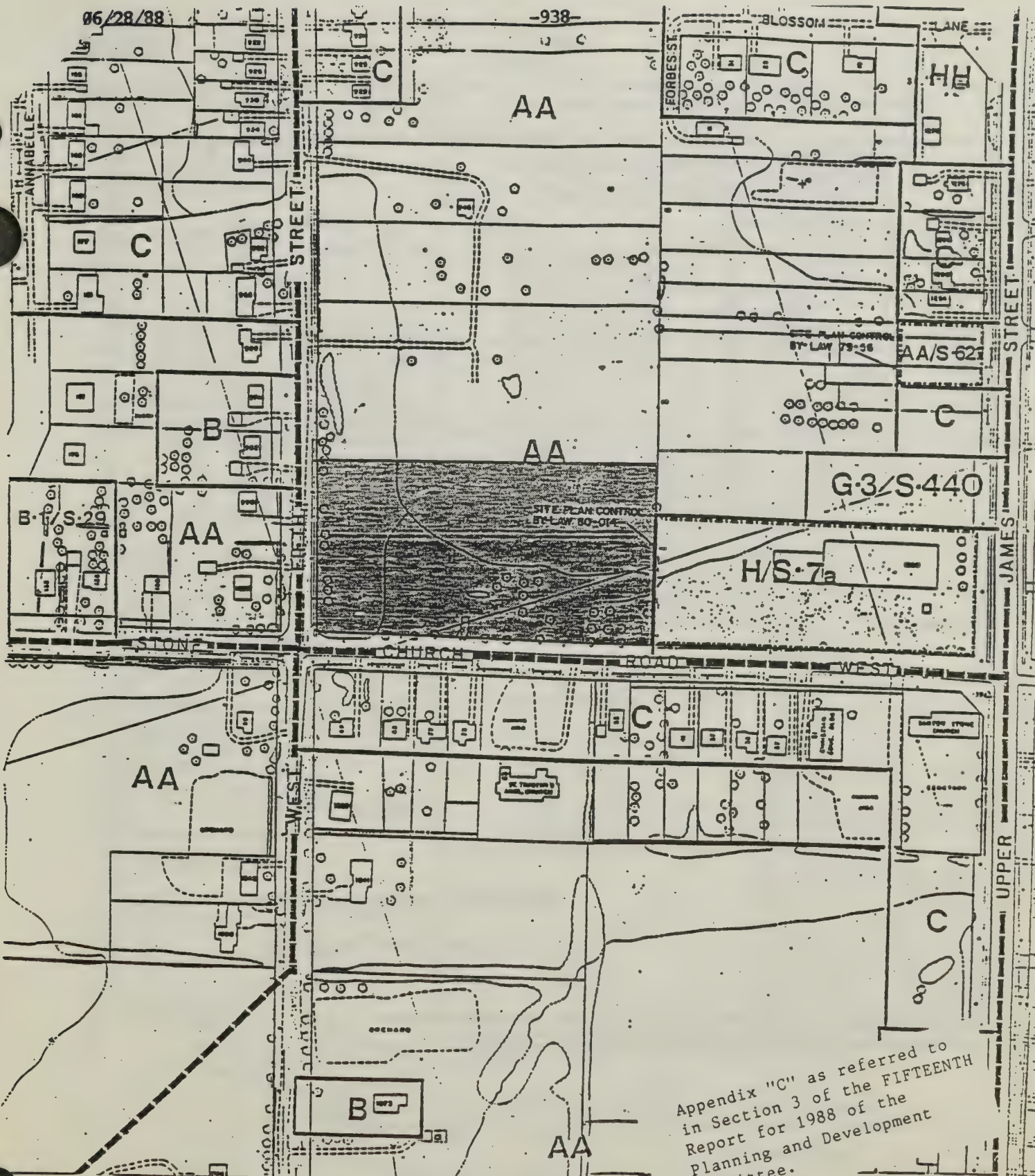
3) Neighbourhood Commercial





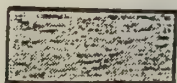
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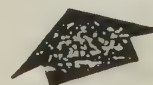


# LEGEND

SITE OF THE APPLICATION .



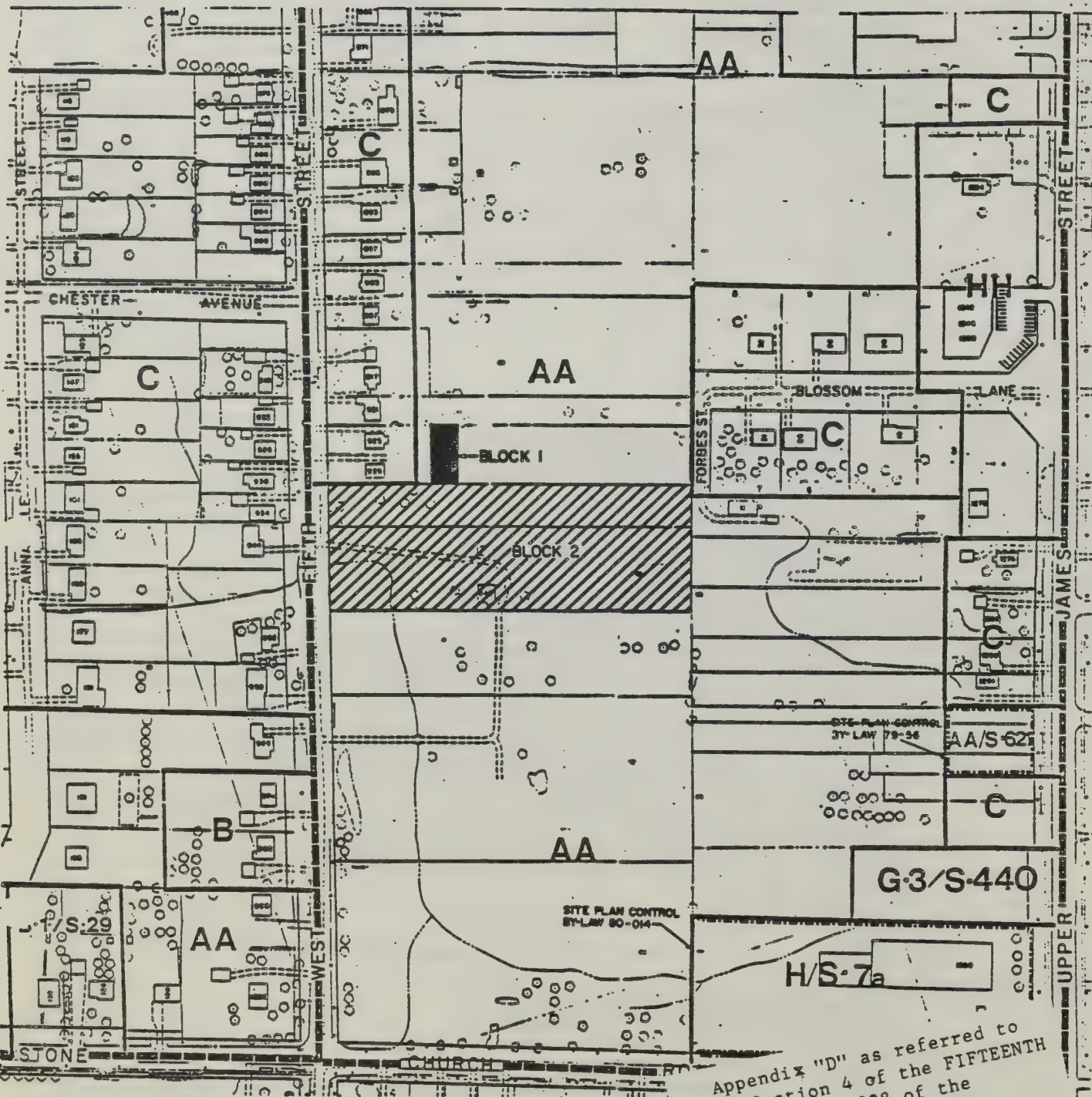
Appendix "C" as referred to  
in Section 3 of the FIFTEENTH  
Report for 1988 of the  
Planning and Development  
Committee.



ZA 88-14

APPENDIX A





Appendix "D" as referred to in Section 4 of the FIFTEENTH Report for 1988 of the Planning and Development Committee.

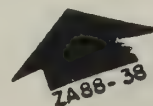
**Legend**

Proposed change in zoning from "AA" (Agricultural) District to:



"C" (Urban Protected Residential, etc.) District

"RT-20" (Townhouse - Maisonette) District



## SCHEDULE 'A'

COMMERCIAL IMPROVEMENT PROGRAMME  
1988 IMPLEMENTATION COSTS

<u>B.I.A.</u>	<u>Item</u>	<u>Costs</u>	<u>Date</u>
Barton General	32 poles and luminaires maintenance costs for 32 poles & luminaires \$ 800	\$ 81,000	1988
	80 flower baskets 80 flower baskets (annual maintenance) interlocking pavers street blades drinking fountains (3) banners	11,500 \$18,000 88/89 64,000 6,000 30,000 15,000	1988 1988 1989 1989
Concession Street	pole receptacles 6 benches flower basket pole banners	3,200 3,600 10,000	1988 1988 1989
Downtown Promenade	Gore Park electrical upgrade uplighting in Gore Park 36 flower baskets, poles 36 flower baskets (annual maintenance) 28 planters 28 planters preparation (annual maintenance) flag poles in Block 3 of Gore Park	12,000 8,800 19,000 11,100 35,000 88/89 8,000	1988 1988 1989 1988 1989
International Village	sidewalk inlays	15,000	1989
Ottawa Street	sidewalk reconstruction, pavers bike racks 2 trees litter containers street blades	61,000 1,200 1,500 5,000 4,000	1988 1988 1988 1988 1989
Westdale Village	21 poles & light fixtures Maintenance of poles and light fixtures 12 concrete painted benches	86,000 \$1,200 1989 4,000	88/89 1988 1988
Sub-total		\$460,900.00	
Contingency 20%		\$ 92,180.00	
Administration 1%		\$ 46,090.00	
TOTAL		\$596,770.00	

Note: Previously Approved by City Council under Emergency Procedures  
 Queen-Victoria and Sir John A. Macdonald statues - restoration  
 \$8,000 - 1988

Note: The Annual maintenance costs have been provided, for your  
 information, by the Public Works and Regional Engineering Department as the  
 Departments responsible for same. Their annual operating budget will  
 reflect these amounts in subsequent year.

Appendix "E" as referred to  
 in Section 10 of the FIFTEENTH  
 Report for 1988 of the  
 Planning and Development  
 Committee.



# REASONS FOR DESIGNATION

## ST. PAUL'S ECUMENICAL CHURCH (formerly St. Andrew's Presbyterian Church)

109 Smith Avenue

St. Paul's Ecumenical Church and the Lincoln Alexander Community Centre at the south-west corner of Smith Avenue and Barton Street East comprise the former St. Andrew's Presbyterian Church built in 1906 and its Sabbath School built in 1894. The church property was sold in 1984 to the Canadian Caribbean Christian Ecumenical Communion Inc.

The church itself, designed by Hamilton architects Stewart and Witton, is representative of the City's early twentieth century Presbyterian churches. Its relatively low profile, simple rectangular block form, medium-pitched roof, late Gothic Revival detailing, and entrance facade with a large Tudor arched traceried window and two projecting square towers are all typical features. The earlier Sabbath School building, possibly designed by W.A. Edwards (the architect for the first church built on this site in 1887), is a good example of the High Victorian Sunday school buildings erected in Hamilton during the 1880's and 1890's. The gable end of the characteristically steep-pitched roof frames an attractive upper storey arcade of pointed arched windows, with stone mouldings.

Of historical interest is the origin of St. Andrew's Presbyterian Church as the Wentworth Mission, built in 1850 near J.M. William's large railway locomotive plant on Wentworth Street to serve the workers who built their homes around the factory. The Wentworth Presbyterian Church was founded in 1885 and two years later a brick church was built on the present site. Renamed St. Andrew's Presbyterian Church in 1904, the church proper was rebuilt in 1906.

The new St. Andrew's Presbyterian Church was one of a number of churches built just after the turn-of-the century to meet the different denominational needs of the rapidly growing population of Hamilton's east end. The St. Andrew's church complex formed an integral component of the emerging Barton Street East business district and the existing residential neighbourhood to the south.

Important to the preservation of St. Paul's Ecumenical Church are the north, east and west facades of the church and the east facade of the Sunday school.

N.C.:nd  
W.P. DOC. 0222P

Appendix "F" as referred to  
in Section 22 of the  
FIFTEENTH Report for  
1988 of the Planning  
and Development Committee



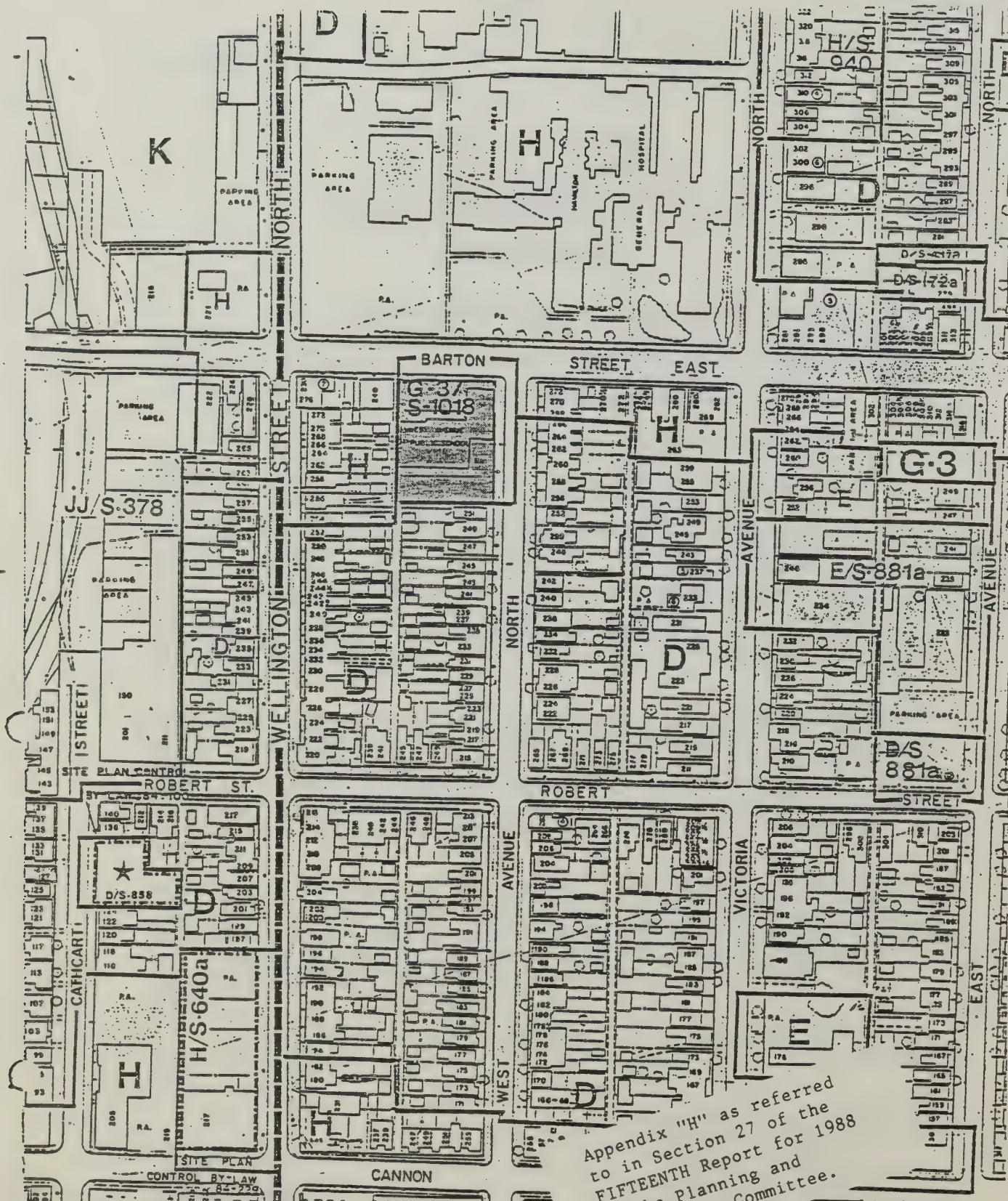
MANDATE OF HAMILTON BEACH  
IMPLEMENTATION COMMITTEE  
REVISED

The Committee will co-ordinate through recommendations:

1. The installation of trunk sewers.
2. The preparation of a neighbourhood plan.
3. The provision of information about implementation.
4. The preparation of a detailed park and landscaping scheme.
5. The selling of publicly-owned land and the acquisition of land needed for public purposes.
6. The provision of funding from various levels of government.
7. Other matters related to the implementation of the Hamilton Beach Concept Plan.

The Committee will report to the City of Hamilton Planning and Development Committee and the Hamilton Region Conservation Authority, depending on the matter.

Appendix "G" as referred  
to in Section 23 of the  
FIFTEENTH Report for 1988  
of the Planning and  
Development Committee.

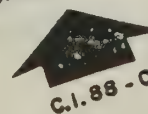
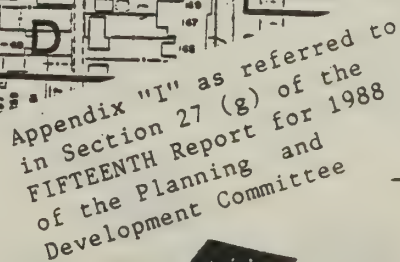


Appendix "H" as referred to in Section 27 of the FIFTEENTH Report for 1988 of the Planning and Development Committee.

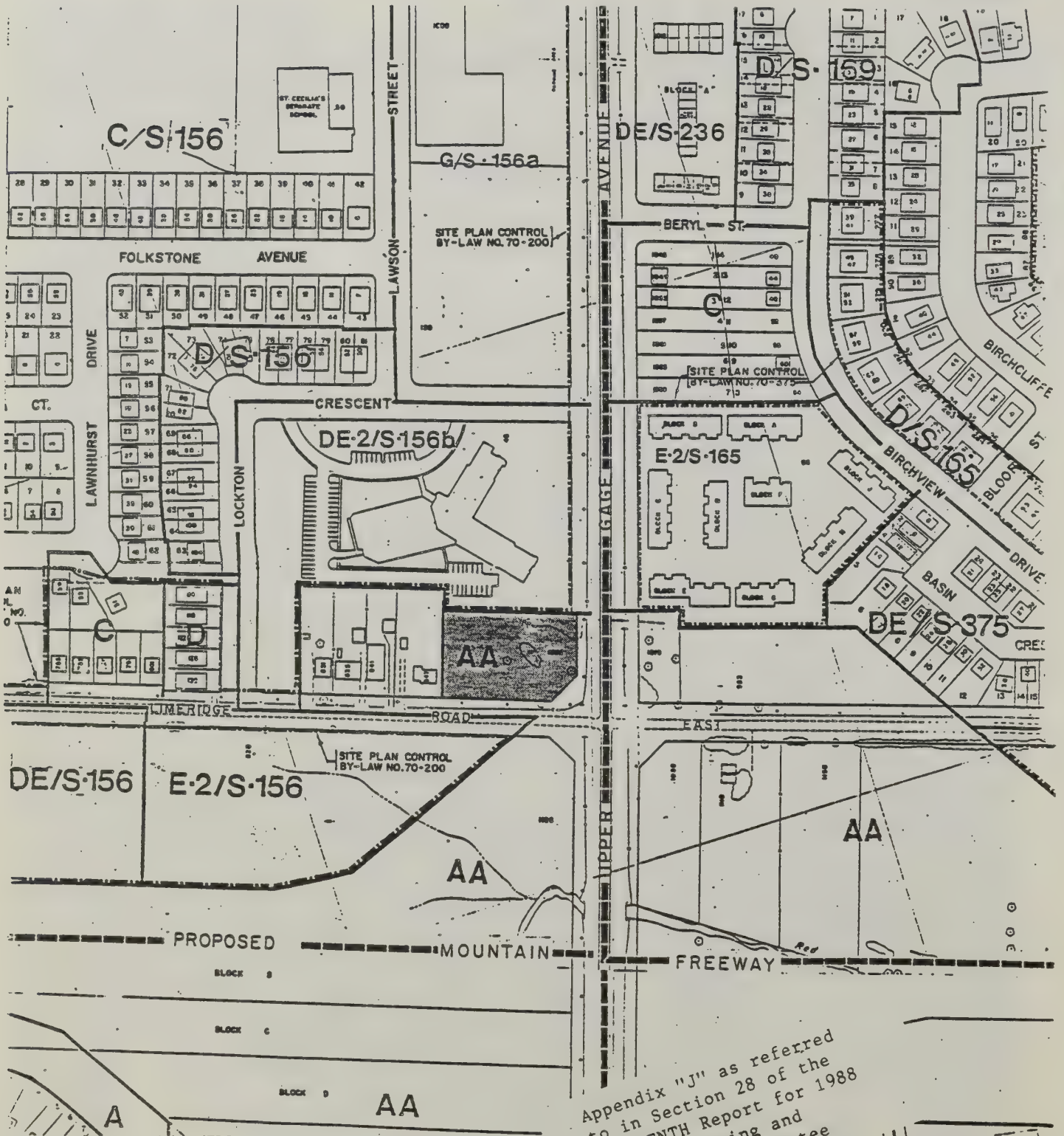
C.I. 88 - C

## APPENDIX . A

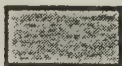






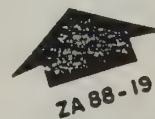


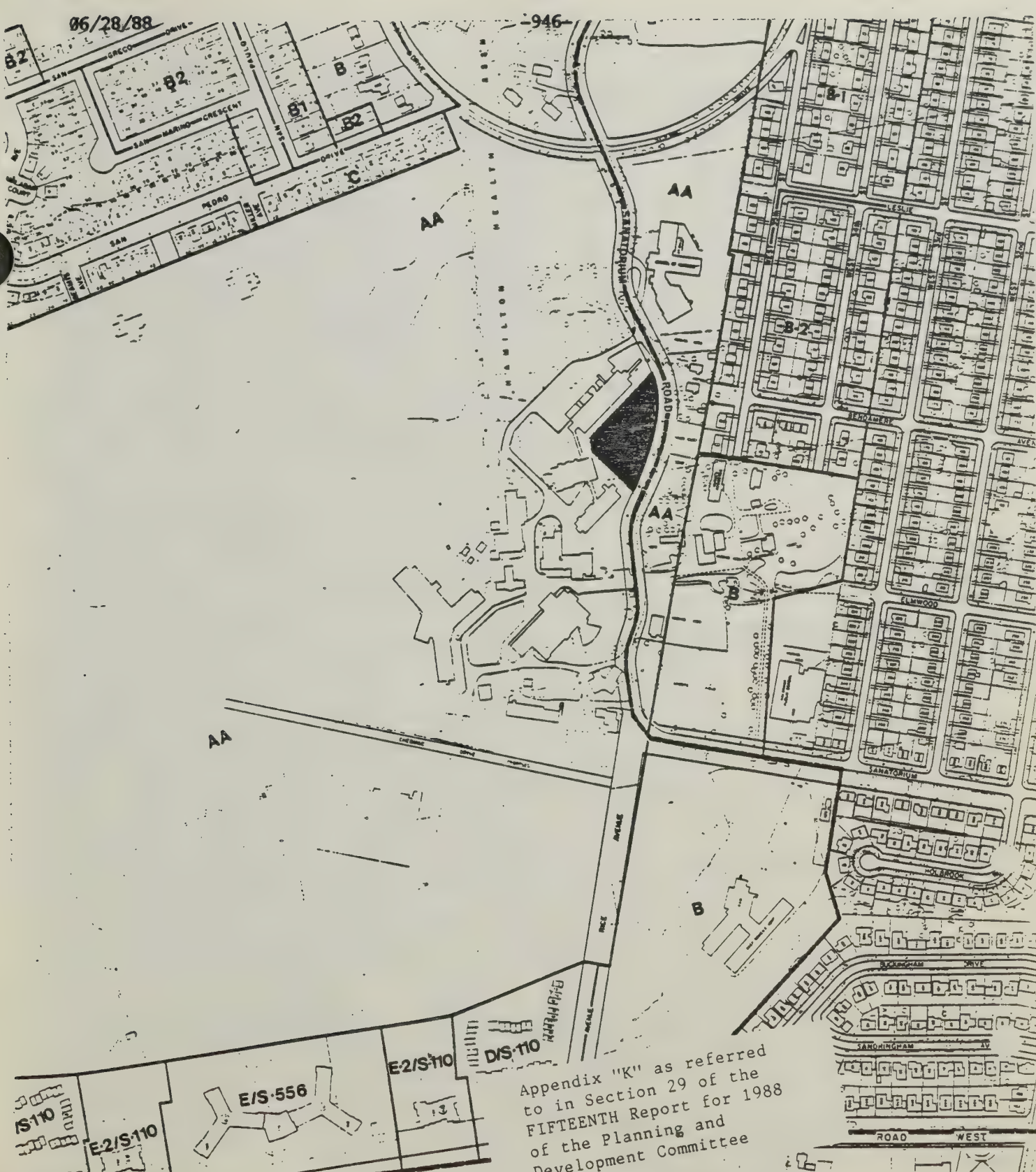
**LEGEND**



SITE OF THE APPLICATION

Appendix "J" as referred  
to in Section 28 of the  
FIFTEENTH Report for 1988  
of the Planning and  
Development Committee





# **LEGEND**



**SITE OF THE APPLICATION**

Appendix "K" as referred to in Section 29 of the FIFTEENTH Report for 1988 of the Planning and Development Committee

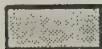




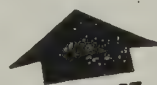


Appendix "L" as referred to in Section 29 (b) of the FIFTEENTH Report for 1988 of the Planning and Development Committee

### LEGEND

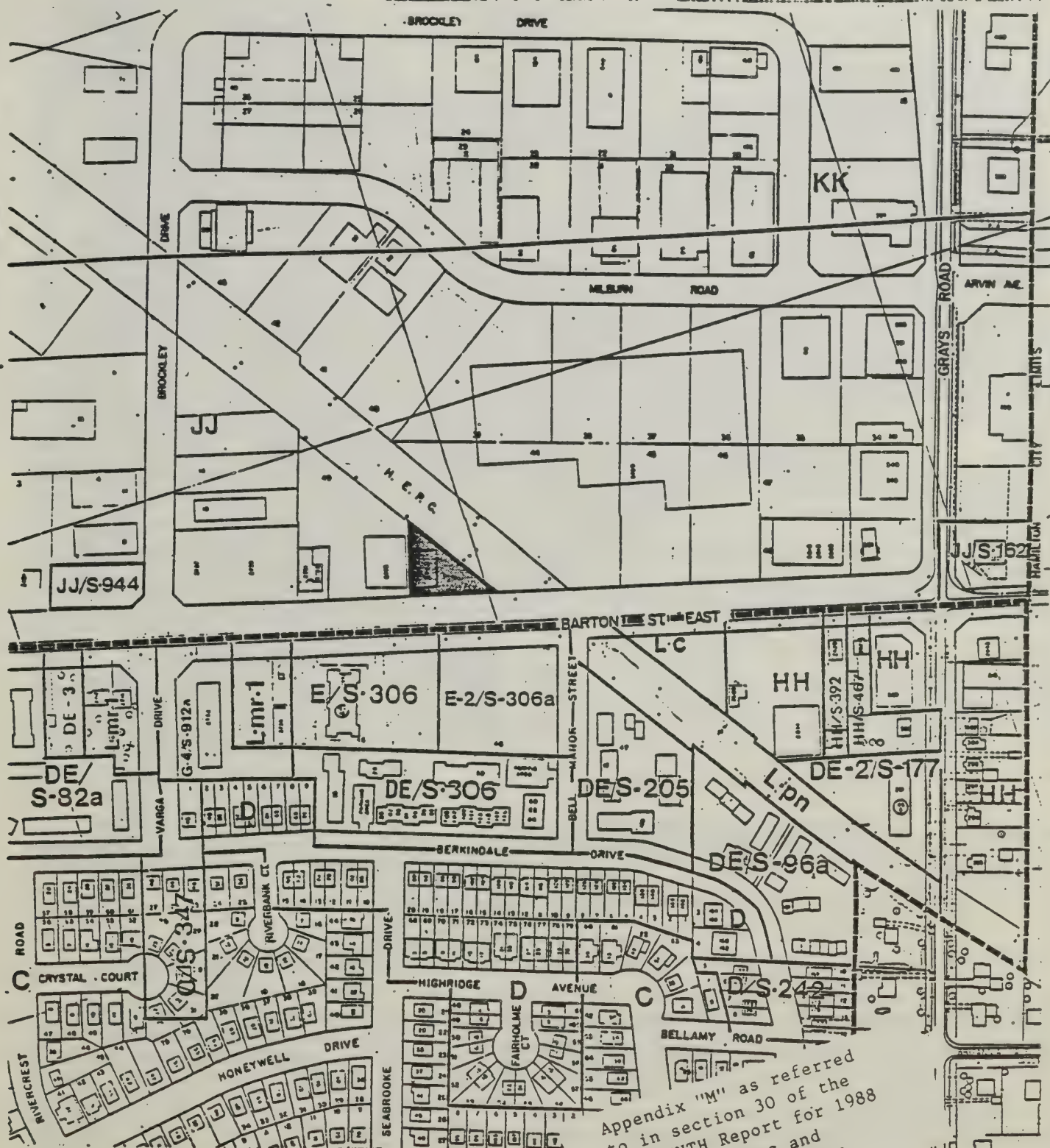


LANDS TO BE ADDED TO  
SCHEDULE "A" OF SITE PLAN  
CONTROL BY-LAW 79-275,  
AS AMENDED BY BY-LAW 87-223.

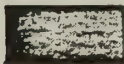


ZA88-23





### LEGEND



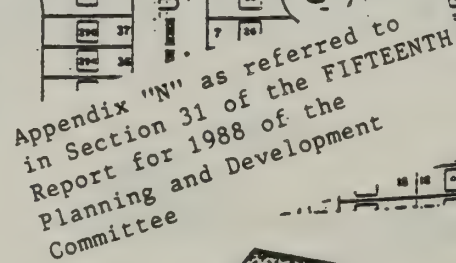
SITE OF THE APPLICATION

Appendix "M" as referred  
to in section 30 of the  
FIFTEENTH Report for 1988  
of the Planning and  
Development Committee



APPENDIX A

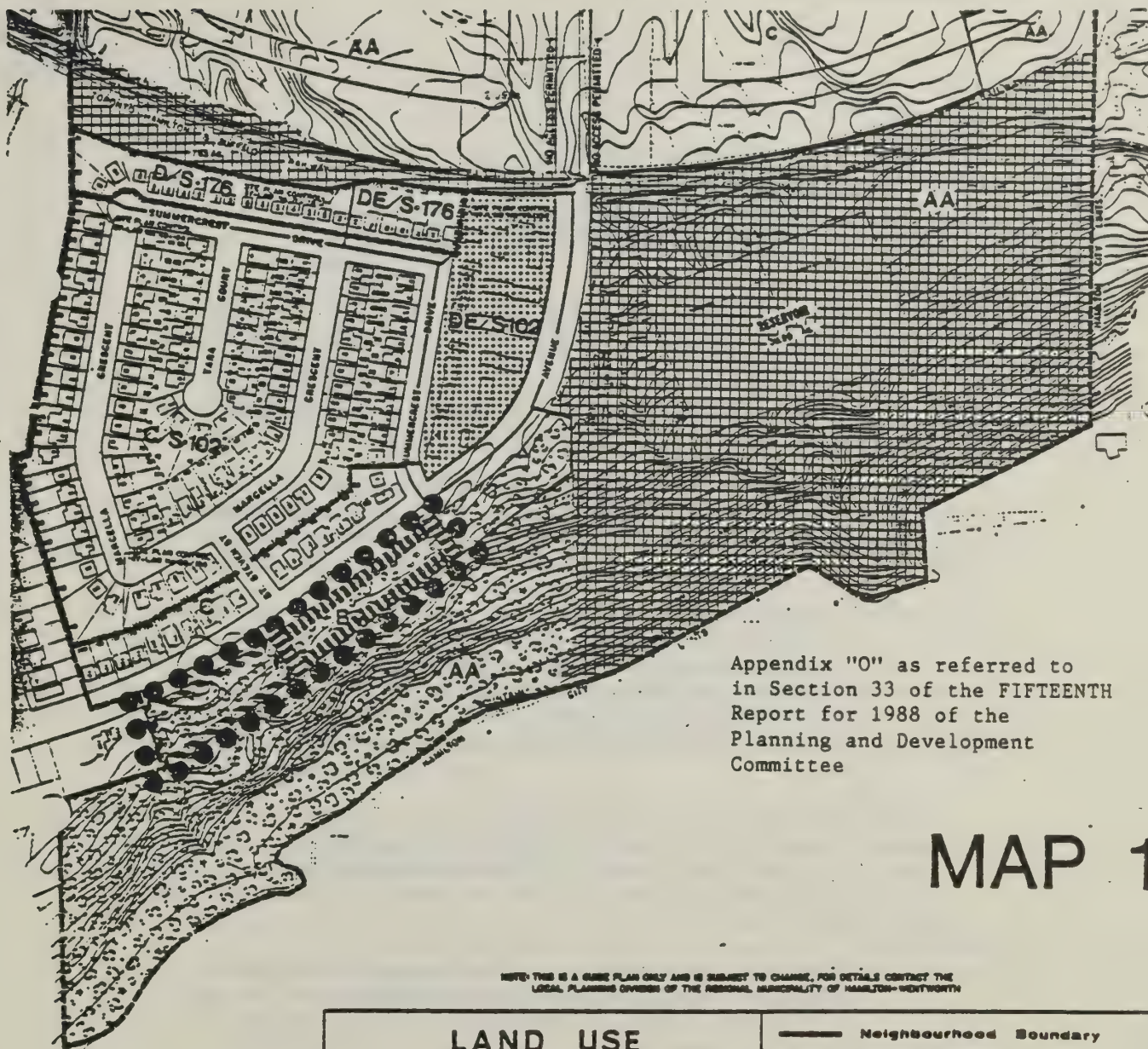




ZA-88-27

## APPENDIX A





Appendix "O" as referred to  
in Section 33 of the FIFTEENTH  
Report for 1988 of the  
Planning and Development  
Committee

# MAP 1

NOTE: THIS IS A GUIDE PLAN ONLY AND IS SUBJECT TO CHANGE. FOR DETAILS CONTACT THE  
LOCAL PLANNING OFFICER OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

●●● COCHREN LANDS

~~~~~ 1.2 ACRES ± FOR 5%  
PARK DEDICATION

||||| 1.4 ACRES ± FOR DEEDING  
AS A GIFT

## LAND USE

### RESIDENTIAL

- single & double
- attached housing
- low density apts.
- medium density apts.
- high density apts.
- commercial & apts.

- COMMERCIAL
- INDUSTRIAL
- CIVIC & INSTITUTIONAL
- PARK & RECREATIONAL
- OPEN SPACE
- UTILITIES

- Neighbourhood Boundary
- Zoning Boundary
- Staging of Development Boundary

### Approvals

Planning Comm. APRIL 2, 1988 Council APRIL 29, 1988

### Revisions

CITY OF HAMILTON  
PLANNING DEPARTMENT

GERSHOME  
APPROVED PLAN



SCALE 1:1000  
DATE 10/1/88



REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1. That the Director of Property be authorized and directed to consolidate all Civic department storage areas within City Hall, through departmental sharing and/or reallocation of space in order that a new designated basement smoking room can be created.

Note: The financial implications are unknown at this time, however, it is recommended that a consultant be retained to study the air handling system as it pertains to the room to be used as a smoking area. It is expected that the projected cost will not be substantial, however, the details will be forthcoming in a subsequent report.

2. That the City of Hamilton support the following resolution of Mr. Mike Breaugh which he placed before the Legislative Assembly on May 16 of this year respecting the implementation by the Province of legislation which would amend the Municipal Elections Act in an election year:

"That, in the opinion of this House, the Government of Ontario should endorse the recommendation (No. 82) of the Final Report of the Advisory Committee on Municipal Elections to the Minister of Municipal Affairs in February, 1987, which states that no changes in the method of election or in the composition of municipal councils or school boards be permitted after January 15th of an election year."

3.
  - (a) That one meeting only of City Council be held on the last Tuesday of September.
  - (b) That City of Hamilton Procedural By-law No. 82-203 be amended accordingly.

**Note:** It appears that the general consensus favours that the summer meeting schedule of Standing Committees and City Council should be extended into September in order to avoid the necessity of having to schedule meetings around Labour Day.

4. That the Liquor Licence Board of Ontario be advised that the City of Hamilton has no objection to the issuance of a Special Occasion Permit to the Italo-Canadian Recreation Club, 14 Cannon Street West, Hamilton on the occasion of of their annual "Summer Festival" to be held 1988 July 22 and July 23.
5. That permission be granted to the Hamilton Y.W.C.A. to use the City Hall Council Chambers on Tuesday, 1989 January 03 from 12:00 noon to 1:00 p.m. for a ceremony to initiate their Centennial Celebrations throughout 1989.
6. That permission be granted to the Organizing Committee of the Latvian Community to use the City Hall Council Chambers on Saturday, 1988 November 19 from 10:00 a.m. to 1:00 p.m. for a ceremony to commemorate the 70th Anniversary of the declaration of independent Latvia.
7. That approval be given to hold the sixth annual Open House on Tuesday, 1988 September 27.  
  
**Note:** As in previous Open Houses, the Open House Sub-Committee will be co-ordinating activities such as: entertainment throughout the day, Departmental displays, and prizes for the general public.
8. That members of City Council wishing to do so be authorized to attend the 1988 Annual Conference of the Association of Municipalities of Ontario to be held 1988 August 23 to August 24 at the Royal York Hotel, Toronto.

- \* 9. That the following resolution from Operation Dismantle (Inc.) against nuclear submarines, be received.

"WHEREAS:

Nuclear attack submarines can neither prevent nuclear war nor protect Canada in the event of one; and

Canadian nuclear attack submarines could be seen as destabilizing or provocative, especially if used as part of the US strategy of challenging Soviet vessels in their home waters; and

Acquiring nuclear submarines calls into question Canada's adherence to the Nuclear Non-Proliferation Treaty; and that

The cost of acquiring nuclear submarines competes directly with federal government funding for municipalities and other needed programs;

THEREFORE BE IT RESOLVED

that the Corporation of the City of Hamilton calls upon Canada's federal government to cancel the nuclear submarine acquisition program and examine more cost-effective and safe methods of assuring Canadian and international security."

10. That a gold civic pin be awarded to Mr. David Custeau who won the Provincial Junior Ten Pin Bowling Championship in 1988.
11. That silver civic pins be awarded to the Bantam Boys Team from Sherwood Centre, Hamilton who were declared the Provincial Champions of the Youth Bowling Council in Toronto, 1988 March 20.
12. That civic awards be granted to the following members of the Hamilton Ladies Team of the Hamilton and District Five Pin Bowlers Association who recently won the Provincial and Canadian Championships in five pin bowling:

|              |   |                         |
|--------------|---|-------------------------|
| Cheryl Bates | - | Gold Civic Pin and Ring |
| Pam Secula   | - | Gold Civic Pin and Ring |
| Josie Tuck   | - | Diamond insert          |

\* Section 9 Tabled



13. (a) Approval of the action of the Legislation Committee in providing a civic reception for the performers, dignitaries and special guests of the 14th Annual Hamilton International Air Show which was held Saturday, 1988 June 18 and Sunday, 1988 June 19 at a cost of \$5 000.
- (b) That this expenditure be charged to Account No. 0373-1003 - Civic Receptions and Delegate Hostings.
14. Approval of the action of the Legislation Committee in authorizing the Canada Employment Centre for Students to use the City Hall forecourt on Tuesday, 1988 June 21 to initiate an opening ceremony to celebrate the 20th Anniversary of the operation of the Canada Employment Centre for Students.
15. Approval of the action of the Legislation Committee in authorizing the Hamilton Militia District to use the City Hall forecourt on Saturday, 1988 June 25 in connection with a parade in celebration of Armed Forces Appreciation Day.
16. That leave be granted to introduce the following Bills:
- (a) Bill E-8 A By-law to Amend Procedural By-law No. 82-203 Respecting The Regulation of Proceedings in the Municipal Council of the City of Hamilton and in the Committees Thereof.
- (b) Bill E-9 A By-law to Amend By-law No. 85-148 Respecting Control and Licensing of Dogs.

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN  
LEGISLATION COMMITTEE

John Thompson, Secretary  
1988 June 20

mjlw

REPORT OF THE PERSONNEL COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council

The Personnel Committee presents its EIGHTH Report for 1988 and respectfully recommends:

1. (a) That the account of Ross and McBride, Barristers and Solicitors dated 1988, May 17 in the total amount of \$18 417.19 for fees and \$4 063.83 for disbursements for a total amount of \$22 481.02 **BE PAID**.

NOTE: This account covers services from 1988, February 29 to 1988, March 31.

- (b) That the account of Ross and McBride, Barristers and Solicitors dated 1988, May 17 in the total amount of \$18 918.00 for fees and \$2 299.61 for disbursements for a total amount of \$21 917.61 **BE PAID**.

NOTE: This account covers services from 1988, April 1 to 1988, April 30. These invoices result from the law firm acting on the City Litigation files. These invoices represent the interim legal fees and disbursements for 64 City litigation files.

2. That the remuneration paid to articling students be increased from \$324.00 per week to \$475.00 per week.

NOTE: In reviewing salaries paid by private firms in Hamilton, private firms in Toronto and other Ontario municipalities, it is apparent that the City is at the bottom to middle compensation range and that it would be proper to increase the remuneration to articling students.

3. That the wage schedule of The Ontario Painting Contractors Association and The Ontario Council of the International Brotherhood of Painters and Allied Trades for the Agreement of 1988, May 16 to 1990, April 30 as follows **BE APPROVED**:

Duration of Agreement - May 16, 1988 to April 30, 1990

| Job Classification | Effective Date | Base Rate | Welfare | Pension | Total Pkg.<br>(excl. V.P.) |
|--------------------|----------------|-----------|---------|---------|----------------------------|
| Journeyman Painter | Jan. 1, 1988   | \$17.60   | \$1.15  | \$1.20  | \$19.95                    |
|                    | May 16, 1988   | 18.65     | 1.15    | 1.40    | 21.20                      |
|                    | May 1, 1989    | 19.50     | 1.25    | 1.60    | 22.35                      |
|                    | Jan. 1, 1990   | 20.00     | 1.25    | 1.60    | 22.85                      |

#### Premiums

Foremen, Sub-Foremen, Sandblasters and Spray Painters shall receive One Dollar (\$1.00) per hour above the basic hourly rate.

Swing Stagemen, Paper, Vinyl, and Fabric Hangers and Signwriters shall receive fifty (\$.50) cents per hour above the basic rate.

#### Room and Board

Forty Dollars (\$40.00) daily or \$280.00 weekly.

#### Mileage

Thirty-two cents (\$.32) per mile

#### Apprentice Rates

1st 900 hours at 40%  
 2nd 900 hours at 45%  
 next 1800 hours at 60%  
 next 1800 hours at 80%

4. (a) That the City of Hamilton provide encouragement for employees to enroll in a recognized smoking cessation program and that this take the form of a one-time financial incentive up to a maximum of \$250.00 per family unit payable upon completion of the program.
- (b) That the City Treasurer be requested to recommend to the Finance Committee the amount and source of funds to be provided.



NOTE: It was recommended during discussions on the "No Smoking in the Workplace" By-law that the City offer assistance to employees wishing to stop smoking. This recommendation is consistent with the policy now in place for employees of the Regional Municipality of Hamilton-Wentworth.

For the information of the members of City Council, the Personnel Committee has requested a staff report on the status of this Programme in six months time.

5. That the classification of the Yardman/Woman - Parks, Public Works Department, be a Salary Level D-11 within the C.U.P.E. Local 5 Collective Agreement of the City of Hamilton.

D-11 Salary Schedule: \$12.591 per hour  
( \$12.391 per hour probationary)

6. That the classification of the position of Maintenance Foreman/Woman (Eastlawn Cemetery), Public Works Department be a Salary Level "12C" with the C.U.P.E. Local 1041 Collective Agreement.

12C Salary Schedule: \$13.931 - \$16.637 per hour.

7. That the Appointments to and Terminations from permanent positions within The Corporation of the City of Hamilton to 1988, June 10th, as outlined in the report attached hereto and marked Appendix "A", BE APPROVED.
8. (a) That the revised Tuition Reimbursement Policy, attached hereto and marked Appendix "B", BE APPROVED, and;  
(b) That the above noted Policy include members of City Council, to become effective for the next term of Council, and;  
(c) That funding for Council members be derived from the Legislative budget, and;  
(d) That approval for tuition reimbursement for Council members be placed under the purview of the Executive Committee.
9. That the fees to be paid to the City Doctor for the examination of firefighters on a regular basis BE INCREASED by 4.5%, effective 1988 January 1st.

NOTE: The proposed increase was approved in the Fire Department Budget for 1988 and sufficient funds are available in Account No. 0341-0153.

10. That the wage schedule of The United Association of Journeyman and Apprentices for the Plumbing and Pipefitting Industry of the United States and Canada, Local Union 67, Hamilton for the period of 1988, May 1 to 1990 April 30 BE APPROVED, subject to receipt of a signed Agreement as follows:

UA LOCAL 67 - WAGE SCHEDULE EFFECTIVE MAY 1, 1988

HAMILTON

|                  | May 1, 1988 | June 26, 1988 | May 1, 1989 |
|------------------|-------------|---------------|-------------|
| BASE             | 21.55       | 20.99         | 21.89       |
| VP. & SHP        | 2.15        | 2.10          | 2.19        |
| WELFARE          | 1.15        | 1.25          | 1.25        |
| PENSION          | 1.50        | 2.00          | 2.50        |
| TRAINING         | 0.05        | 0.05          | 0.05        |
| SUB              | 0.20        | 0.20          | 0.20        |
| ARTICLE 23       | 0.02        | 0.02          | 0.02        |
| OPTPF            | 0.02        | 0.02          | 0.02        |
| UNION DUES       | 0.20        | 0.21          | 0.22        |
| TOTAL            | 26.84       | 26.84         | 28.34       |
| ASSOCIATION FUND | 0.13        | 0.13          | 0.15        |
| TOTAL            | 26.97       | 26.97         | 28.49       |

|                           |      |      |      |
|---------------------------|------|------|------|
| REMITTANCE<br>TO RELIABLE | 3.27 | 3.88 | 4.41 |
|---------------------------|------|------|------|

BRANTFORD

|                           | May 1, 1988 | June 26, 1988 | May 1, 1989 |
|---------------------------|-------------|---------------|-------------|
| BASE                      | 20.13       | 19.57         | 20.48       |
| BP & SHP                  | 2.01        | 1.96          | 2.05        |
| WELFARE                   | 1.15        | 1.25          | 1.25        |
| PENSION                   | 1.50        | 2.00          | 2.50        |
| TRAINING                  | 0.01        | 0.01          | 0.01        |
| SUB                       | 0.20        | 0.20          | 0.20        |
| ARTICLE 23                | 0.02        | 0.02          | 0.02        |
| OPTPF                     | 0.02        | 0.02          | 0.02        |
| UNION DUES                | 0.19        | 0.20          | 0.20        |
| TOTAL                     | 25.23       | 25.23         | 26.73       |
| ASSOCIATION FUND          | 0.13        | 0.13          | 0.15        |
| TOTAL                     | 25.36       | 25.36         | 26.88       |
| REMITTANCE<br>TO RELIABLE | 3.22        | 3.83          | 4.35        |

- \* 11. That the positions of Manager, Legal Services Division and Manager, Property Law Division in the City Solicitor's Office be placed in the "E" Salary range (3rd step), retroactive to 1988 January 1.
12. That the Report of the Personnel Committee dated 1988, June 22nd respecting the Appeals of the Non-Union Salary Study, attached herewith and marked Appendix "C" **BE APPROVED.**
- \*\* 13. (a) That the Parks and Recreation Committee be requested to appoint two members of Council to serve along with the Director of Community Development on a Selection Committee for the hiring of the Waterfront Project Coordinator, and;
- (b) That the appointment of this position be referred to the Personnel Committee for approval, and;
- (c) That it be recognized that the establishment of this Selection Committee by City Council for other than Department Head positions does not establish a precedent for variance from City of Hamilton Policy #16.15 "Selecting Applicants for Vacant Positions" adopted by City Council on 1983, May 10th, and revised 1986 September 30th and City of Hamilton Policy #16.10 "Hiring Policy Department Heads" adopted by City Council on 1982 January 26.

**RESPECTFULLY SUBMITTED**

1988 June 22  
Susan K. Reeder  
Secretary  
SKR/dg

**ALDERMAN M. KISS  
CHAIRPERSON  
PERSONNEL COMMITTEE**

**\* Section 11 Amended to Read:**

11. That the positions of Manager, Legal Services Division and Manager, Property Law Division in the City Solicitor's Office be placed in the "F" Salary range, retroactive to 1987 January 1.

**Recorded Votes, see page 840**

**\*\* Section 13 Referred Back**



APPENDIX "A" AS REFERRED  
TO IN SECTION 7 OF THE EIGHTH  
REPORT FOR 1988 OF THE PERSONNEL  
COMMITTEE

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

| <u>NAME</u>          | <u>CLASSIFICATION</u>                      | <u>DEPARTMENT</u>                               | <u>REASON HIRED</u>                                             | <u>SALARY<br/>SCHEDULE</u>       | <u>RATE</u>                          | <u>EFFECTIVE<br/>DATE</u> |
|----------------------|--------------------------------------------|-------------------------------------------------|-----------------------------------------------------------------|----------------------------------|--------------------------------------|---------------------------|
| Mr. Thomas Coady     | Equipment Repairman<br>(Recreation) (D-11) | Culture & Recreation                            | new position<br>-effective May 1/88<br>per budget approval      | \$12.391<br>to<br>\$12.591       | \$12.591<br>per hour<br>(2 of 2)     | May 02, 1988              |
| Mr. Antonio Coccaro  | Concrete Finisher<br>(Districts) (D-8)     | Public Works                                    | replacing<br>Mr. M. Stena<br>- resigned                         | \$12.128<br>to<br>\$12.328       | \$12.128<br>per hour<br>(1 of 2)     | May 30, 1988              |
| Mr. Joseph Galati    | Asphalt Raker<br>(D-9)                     | Public Works                                    | replacing<br>Mr. M. Derby<br>- returned to previous<br>position | \$12.192<br>to<br>\$12.392       | \$12.192<br>per hour<br>(1 of 2)     | May 24, 1988              |
| Ms. Deborah Geroux   | Administrative<br>Assistant III (P)        | City Clerk's                                    | replacing<br>Ms. Gloria Kerr<br>- retired                       | \$25,322.44<br>to<br>\$29,778.32 | \$25,322.44<br>per annum<br>(1 of 5) | May 30, 1988              |
| Mr. Robert Hamilton  | Maintenance Supervisor<br>(15)             | Central Utility Plant<br>division of H.E.C.F.I. | replacing<br>Mr. L. Constantindes<br>- retired                  | \$36,886.20                      | \$36,886.20<br>per annum             | May 09, 1988              |
| Ms. Lois Harvey      | Chief Draftsman/Woman<br>(N)               | Traffic                                         | replacing<br>Mr. T. Hardy<br>- resigned                         | \$30,321.72<br>to<br>\$35,755.72 | \$30,321.72<br>per annum<br>(1 of 5) | May 23, 1988              |
| Mr. Michael Holmes   | Truck Driver (D-7)                         | Public Works                                    | replacing<br>Mr. R. Galbraith<br>- retired                      | \$12.067<br>to<br>\$12.267       | \$12.067<br>per hour<br>(2 of 2)     | May 02, 1988              |
| Mr. Salvatore Leuzzi | Concrete Finisher<br>(Districts) (D-8)     | Public Works                                    | replacing<br>Mr. F. Calvesi<br>- promoted                       | \$12.128<br>to<br>\$12.328       | \$12.128<br>per hour<br>(1 of 2)     | May 30, 1988              |

Prepared 10 June 1988

88/28/88

968-

THE CORPORATION OF THE CITY OF MONTREAL  
 APPOINTMENTS TO PERMANENT POSITIONS

| NAME                | CLASSIFICATION                                                   | DEPARTMENT                                 | REASON HIRED                                                     | SALARY<br>SCHEDULE               | RATE                                 | EFFECTIVE<br>DATE |
|---------------------|------------------------------------------------------------------|--------------------------------------------|------------------------------------------------------------------|----------------------------------|--------------------------------------|-------------------|
| Mr. William Morden  | Garbageman/Woman<br>(D-6)                                        | Public Works                               | replacing<br>Mr. S. Bailey<br>- promoted                         | \$12,128<br>to<br>\$12,328       | \$12,328<br>per hour<br>(2 of 2)     | May 02, 1988      |
| Ms. Stefanie Fyrie  | Administrative<br>Assistant II (O)                               | City Clerk's<br>Mayor's Office             | replacing<br>Ms. C. Desbo<br>- resigned                          | \$27,278.08<br>to<br>\$32,060.60 | \$27,278.08<br>per annum<br>(1 of 5) | May 16, 1988      |
| Mr. Richard Simmons | Concrete Finisher<br>(Districts) (D-6)                           | Public Works                               | replacing<br>Mr. B. Fielet<br>- returned to former<br>position   | \$12,128<br>to<br>\$12,328       | \$12,128<br>per hour<br>(1 of 2)     | May 30, 1988      |
| Mr. Eugene Stoc     | Assistant Maintenance<br>Foreman/Woman (13-C)                    | Public Works                               | replacing<br>Mr. G. D'Amille<br>- promoted                       | \$27,837.08<br>to<br>\$31,969.60 | \$27,837.08<br>per annum<br>(1 of 3) | May 23, 1988      |
| Mr. Steven Teal     | Building Inspection<br>Clerk (A-6)                               | Building                                   | replacing<br>Ms. M. Gorman<br>- promoted                         | \$404.40<br>to<br>\$544.98       | \$404.40<br>per week<br>(1 of 5)     | June 06, 1988     |
| Mr. David Watkins   | Advertising/Promotion/<br>Public Relations<br>Co-ordinator (11A) | Coppe Collection<br>division of M.R.C.F.I. | additional staff<br>- approved by M.R.C.F.I.<br>Board June 13/88 | \$26,800.00                      | \$26,800.00<br>per annum             | May 24, 1988      |

| THE CORPORATION OF THE CITY OF MONTREAL<br>TRANSFERRATIONS FROM PERMANENT POSITIONS |                   |                     |            |                      |                   |
|-------------------------------------------------------------------------------------|-------------------|---------------------|------------|----------------------|-------------------|
| NAME                                                                                | CLASSIFICATION    | DEPARTMENT          | POSITION   | LENGTH OF<br>SERVICE | EFFECTIVE<br>DATE |
| Mr. Dave Bchar                                                                      | Programmer II     | Information Systems | Reassigned | 6 years, 3 months    | June 10, 1988     |
| Ms. Lorne Lachance-Ross                                                             | Stenographer I    | Traffic             | Reassigned | 2 years, 11 months   | June 13, 1988     |
| Mr. Charles Mattlin                                                                 | Consent Publisher | Public Works        | Reassigned | 6 months             | May 06, 1988      |
| Mr. Gordon A. Woudeloge                                                             | Office Manager II | Traffic             | Reassigned | 16 years, 9 months   | June 03, 1988     |

Prepared 10 June 1988



TUITION REIMBURSEMENT POLICY

The Corporation of the City of Hamilton recognizes the importance of promoting the self-development of its employees. In this way, employees can contribute to their own and the City's growth.

Accordingly, the City will reimburse tuition fees for the following, subject to funds having been provided in the departmental budget:

1. Courses/programs directly related to the employee's current job and/or department function. These may be:
  - a) individual courses taken independently of enrollment in a degree, certificate or diploma program
  - b) courses leading to a college diploma, university Bachelor's degree, or professional certificate, diploma or designation

Condition: The employee must obtain the approval of the Department Head prior to registration in the course/program.

Payment: The above will be eligible for 100% reimbursement of tuition fees.

2. Courses/programs related to the organization's function but not directly related to the employee's current job or department function. These may be:
  - a) individual courses taken independently of enrollment in a degree, certificate or diploma program
  - b) courses leading to a college diploma, university Bachelor's degree, or a professional certificate, diploma or designation

Condition: The employee must obtain the approval of the Department Head prior to registration in the course/program.

Payment: The above will be eligible for 50% reimbursement of tuition fees.

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Appendix "B" as referred  
to in Section 8 of the  
Eighth Report for 1988  
of the Personnel  
Committee

3. Post graduate courses/programs related to the employee's current job, department and organization's function. These may be course/programs leading to a Master's or doctorate degree.

- Condition:
- (a) The employee must obtain the approval of the Department Head and the Chief Administrative Officer prior to registration in the course/program.
  - (b) The employee must enter into an agreement to reimburse the City all tuition fees paid should resignation or discharge occur within two (2) years of completing the course/program.
  - (c) The employee's position in the organization must be that of Commissioner, Director or Manager.

Payment: The above will be eligible for 50% reimbursement of tuition fees.

For 1, 2 and 3 above, reimbursement will be subject to evidence of satisfactory completion of the course/program. One half of the eligible tuition reimbursement may be advanced by the Department Head at the time of registration upon a written commitment from the employee that the advance would be recovered in the event he/she failed to complete the course. Requests for reimbursements under this policy will be reviewed annually. Resignation or discharge during a course/program automatically terminates eligibility for reimbursement under this policy.

APPENDIX "C" as referred to in Section 12  
of the EIGHTH Report of the Personnel Report  
for 1988.

RESOLUTION OF REMAINING APPEALS     JUNE 22, 1988

| <u>TITLE</u>                     | <u>STATUS</u> | <u>REMARKS</u>                                                                                |
|----------------------------------|---------------|-----------------------------------------------------------------------------------------------|
| Assistant Manager of Inspections | Denied        | Remain within K<br>Salary Range                                                               |
| Traffic Planning Engineer        | Upheld        | Moved from I to H<br>Salary Range                                                             |
| Litigation Council (Vacant)      | Denied        | No change. Position<br>vacant                                                                 |
| Supervisor of Cashiers           | Upheld        | Position remains at<br>M. Employee moved<br>into L Salary<br>Range. Present<br>incumbent only |
| Manager of Inspections           | Upheld        | Moved from I to H<br>Salary Range                                                             |
| Shop Superintendent              | Upheld        | Moved from K to J<br>Salary Range                                                             |
| General Foreman (Cemeteries)     | Denied        | Position remains<br>within L Salary<br>Range                                                  |
| Loss Control Clerk               | Denied        | Remains with P<br>Salary Range                                                                |
| Safety Officer                   | Denied        | Remains with in J<br>Salary Range                                                             |
| Lost Time Coordinator            | Upheld        | Moved from O to N<br>Salary Range                                                             |



|                                      |           |                                                                                               |
|--------------------------------------|-----------|-----------------------------------------------------------------------------------------------|
| Senior Maintenance Management Clerk  | Denied    | To be moved to within O Salary Range as per original recommendation of Human Resources Centre |
| Supervisor of Stores                 | Denied    | Remains within N Salary Range                                                                 |
| Project Maintenance Engineer         | Denied    | To be moved to within L Salary Range as per original recommendation of Human Resources Centre |
| Maintenance Coordinator              | Withdrawn | Remains within J Salary Range                                                                 |
| Supervisor of Pensions               | Upheld    | Moved from K to J Salary Range                                                                |
| By-Law Enforcement Manager           | Upheld    | Moved from M to L Salary Range as per recommendation of Human Resources Centre                |
| Office Manager II (Traffic) (Vacant) | Upheld    | Moved from M to L Salary Range                                                                |
| Office Manager I (Cemeteries)        | Denied    | Remains within L Salary Range                                                                 |

Director, Public Works

Position moved  
from C to B as per  
recommendation of  
Human Resources  
Centre

Deputy Fire Chief

Upheld

To be moved to E  
Salary Range as  
per revised  
recommendation of  
the Human  
Resources Centre

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its ELEVENTH Report for 1988 and respectfully recommends:

1.       (a) That a Convention/Reception Grant in the amount of \$250. be made to the French Centre to defray the costs of celebrating St. Jean de Baptiste, 1988 June 25.  
  
          (b) That the funding for this grant be provided from the Unallocated Grant Funds Account No. 0374-XXXX.
2.       (a) That a General Fixed Grant in the amount of \$300. be made to the Hamilton Horticultural Society to be used to assist in defraying operating expenses.  
  
          (b) That this grant be funded from the Unallocated Grant Funds Account No. 0374-XXXX.
3.       (a) That all future requests for 1988 grants be forwarded to the Finance Committee on a timely basis as information items only.  
  
          (b) That at the request of a member of the Finance Committee, a grant request could be placed on a Finance Agenda for consideration.



4. (a) That a purchase order be issued to R.M.C. Equipment Ltd., Markham in the amount of \$42 120. for the replacement of Golf Course Mower No. 9481 for the Parks Division, Public Works Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.
- (b) As this equipment is required for grass cutting immediately, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

Note: Lowest acceptable of seven (7) tenders received.  
Funds provided in Depreciation Account No. 0280-01.

5. (a) Corporation of the City of Hamilton and Antonio Alves, vs. Osborn.

That the City consent to an Order dismissing this Action, without costs.

Note: This action arises from an August 1983 incident in which a City employee was struck in the head by a golfball while working at Chedoke golf course. The City brought this action for its subrogated Worker's Compensation Act interest.

The employee was knocked unconscious and continues to suffer from headaches.

Discoveries were held on 1988 March 16 and in light of the evidence given by the City employee, the claim has no chance for success as it would appear that he was primarily responsible for the accident.

## (b) City of Hamilton vs. Ms. H. Wessner

That the City pay the plaintiff in the amount of \$3 300. inclusive of damages and interest plus \$450. for party and party costs for a total amount of \$3 750. The City to pay O.H.I.P.'s subrogated claim in the amount of \$330. for costs incurred in treating Ms. H. Wessner.

**Note:** Ms. Wessner tripped on a raised slab on the public sidewalk on Mall Road off of Mohawk Road on 1986 September 04 and suffered a broken finger and abrasions. The degree of elevation was substantial and therefore the City would be liable for the plaintiff's injuries.

## (c) Stroud vs. City of Hamilton, 1984 March 18

That the City accept dismissal of the plaintiff's action without costs.

**Note:** This action arises from a slip and fall on 1984 March 18. The plaintiff brought her action after the expiry of the limitation period. Upon Counsel for the City bringing a Motion for Summary Judgment, the plaintiff has agreed to dismiss her action on a without-cost basis.

The City has not been obliged to do anything in this matter other than enter an Appearance and bring the above Motion. Counsel for the City does not believe that a local court would award the City its costs of this action even if they fought the Motion to its successful conclusion.

## (d) Antoinetta Presutti vs. City and Friscolanti, 1986 November 30

That the City pay the amount of \$1 000. as an all inclusive contribution towards settlement of the Plaintiff's claim.

**Note:** This action arises from a trip by the plaintiff on 1986 November 30. The trip occurred on the co-defendant Friscolanti's step, but the City approved of the condition of the step by issuing a building permit. Counsel for the City has negotiated a settlement for the sum of \$3 000. all-inclusive to which the City and the other two defendants will each contribute \$1 000. Counsel for the City feels this is a good result having regard to the plaintiff's injuries which include sprained ligaments in her right ankle and a loss of one month wages. They therefore recommend settlement.

(e) **James A. Decker vs. City of Hamilton, 1985 August 07**

That the City consent to an Order dismissing the action against it, without costs.

**Note:** This action arises from a trip and fall on a City sidewalk in which the plaintiff injured his left knee. As the sidewalk was in perfect repair, the City is not responsible for the plaintiff's injuries and the plaintiff has agreed to discontinue his action.

(f) **Harry Evans vs. City of Hamilton, 1987 January 28**

That the City pay the sum of \$3 000., all inclusive of damage, interest and costs, for a settlement of the plaintiff's claim.

**Note:** This action arises from an incident in which the plaintiff tripped over an ice covered I-Beam, which was protruding from City property. The plaintiff suffered from arm and shoulder pain for several months. This City was aware of the existence of the I-Beam and is therefore entirely liable for the accident, especially as this hazard may have been hidden by snow and ice. Counsel for the City has negotiated a settlement for the sum of \$3 000., all inclusive and feels that this is a reasonable amount in the circumstances.



- (g) Gerald Dolman and City vs Royal Insurance Company of Canada,  
1987 February 26

That the City accept the sum of \$15 589.94., all inclusive of damages, interest and cost for settlement of this claim.

**Note:** This action arises from an automobile accident in which a City vehicle was struck by an uninsured motorist. The City employee, Mr. Dolman, suffered neck and back injuries, which were only completely resolved eight months after the accident. The City commenced an action against the Royal Insurance pursuant to the Uninsured Motorist Provisions of the City's standard Motor-vehicle Policy.

The insurer for the City has made the following offer:

|                         |                    |
|-------------------------|--------------------|
| General Damages         | \$ 1 500.00        |
| WCB Medical Aid         | \$ 271.87          |
| WCB Disability Benefits | \$ 8 875.48        |
| Interest                | \$ 900.00          |
| Cost                    | \$ 1 100.00        |
| Interest                | \$ 900.00          |
| Total                   | <u>\$12 647.37</u> |

The City's insurer has already made a payment of \$2 942.59 in satisfaction for the City's claim for damage to the City vehicle.

The City's expenses in connection with this file are:

|                     |                    |
|---------------------|--------------------|
| WCB Medical Aid     | \$ 271.87          |
| WCB Disability      | \$ 8 875.48        |
| Medical Reports     | \$ 40.00           |
| Legal Disbursements | \$ 50.00           |
| Legal Fees          | \$ 1 500.00        |
| Total               | <u>\$11 687.35</u> |

If settlement is accepted there would be a net payment to the City's employee of \$1 010.02. Counsel for the City is of the opinion that this is a fair and reasonable settlement.

- (h) Eric Jones vs. Chris Firth-Eagland and the City, 1987  
October 23

That the City pay the amount of \$3,929.86 as an all inclusive settlement of the plaintiff's claim.

Note: This action arises from an automobile accident on the on 1987 October 23 in which a City vehicle failed to yield the right of way to through traffic when entering an intersection. The plaintiff, as a result of this accident, was off from work for five weeks and suffered from extensive bruising and tenderness of his chest and right ribs. The plaintiff still complains of occasional rib pain and of resulting sleep disorders five months after the accident.

The plaintiff is prepared to accept the following damages:

|                        |                    |
|------------------------|--------------------|
| General Damages        | \$ 1 750.00        |
| Out-of-pocket Expenses | \$ 1 547.66        |
| Interest               | \$ 132.20          |
| Legal Costs            | \$ 500.00          |
| Total                  | <u>\$ 3 929.86</u> |

Counsel for the City believes that the amount sought by the plaintiff is reasonable in the circumstances.

- (i) Natalie Hovrilenko and Alexander Hovrilenko vs. the City and Thomas R. Birnie and Gertrude Birnie, 1986 February 07

That the City and Thomas Birnie each pay the plaintiff \$2 750., all inclusive of damages, interest and costs, in settlement of this claim.

Note: This action involves a 54 year old women who slipped on ice and broke her wrist and forearm. She wore a cast for several days, took some physiotherapy and was fully recovered two months after the accident, but for a lump on her wrist.

It is unclear whether the plaintiff fell in front of the co-defendant's property or on City property. For this reason, it was agreed that the defendants would recommend that liability for the plaintiff's injuries would be apportioned between them. The plaintiff, moreover, is employed at the office of her solicitor. She is therefore likely to vigorously pursue her claim since she does not face the usual disincentive for litigation, namely, legal fees. As the amount of the plaintiff's claim is relatively small, it is our opinion that it will be less expensive for the City to settle at this stage, rather than incur further legal costs in litigating the proper apportionment of negligence.

Counsel for the City feels that the total amount of the plaintiff's damages are reasonable in the circumstances.

(j) Emilia DiLeonardo vs. the City of Hamilton, 1986 April 18

That the City pay the plaintiff \$7 144.65 in settlement of the plaintiff's claim for damages, interest and costs.

**Note:** This action arises from an accident in which the plaintiff fell over a 1" trip in a City sidewalk. She suffered a fracture to her knee and torn cartilage and swelling for several months. It is likely that she will have long term problems with the mobility of her injured knee.

The solicitor for the plaintiff is prepared to accept the following offer:

|                                                |                    |
|------------------------------------------------|--------------------|
| General Damages                                | \$ 4 500.00        |
| (\$ 9 000.00 minus 50% contributor negligence) |                    |
| Pre-judgment interest                          |                    |
| (10% per annum for 2 years)                    | \$ 900.00          |
| Special Damages                                | \$ 934.65          |
| Party and Party Costs                          | \$ 810.00          |
| Total                                          | <u>\$ 7 144.65</u> |

Counsel for the City is of the opinion that this is a fair and reasonable settlement given the injuries suffered and the extent of the non-repair of the City's sidewalk.



(k) The Corporation of the City of Hamilton vs. Pearson, 1985  
September 22

That the City consent to an Order dismissing the action without costs.

Note: In this accident a City guard rail was damaged by a motor vehicle owned by the defendant, Helen Pearson. Evidence was given on the examination of her son, Kenneth Pearson, that a friend of his was driving the motor vehicle without Helen Pearson's consent. Liability would, therefore, not attach to the defendant, Helen Pearson for the City's damage. The limitation period for commencing an action against the friend who was driving the vehicle, has passed.

The solicitor for the defendants has indicated that he is willing to consent to dismissal of the action without costs. Under the circumstances, Counsel for the City believes that this offer is a reasonable one, especially as the City's damages are only \$2 804.74.

6. (a) That the City of Hamilton renew the lease with Mr. Sang Woon Park for lands on James Street North for a pedestrian walkway measuring approximately 5 feet by 158.77 feet for a period of three years commencing 1988 January 1 to 1990 December 31 at a rental of \$650. per year including taxes (estimated at \$450. for 1988).
- (b) That the City Solicitor be authorized and directed to prepare the necessary lease.

Note: Mr. Park has granted the City the option to renew this agreement for a further three year period at the same rent, terms and conditions.

7. That the amount of \$40 930, required for the balance of 1988 for operating costs at the former West Avenue School be financed by a transfer from the Contingency Account No. 0378-1198 to the appropriate accounts of the Property Department.

Note: City Council in adopting Section 3 of the Thirteenth Report of the Executive Committee on 1988 May 31, requested the Finance Committee to recommend the method of financing the operating costs of \$40 930. estimated requirement to the end of 1988.

8. That the additional amount of \$15 000. to increase the Grey Cup Float appropriation from \$25 000. to \$40 000. and the estimated cost of \$3 100. for the City's participation in the Kitchener-Waterloo Oktoberfest Parade with the Float and Hamilton Firefighters' Band on 1988 October 10 be financed by a transfer from the Contingency Account No. 0378-1198 to 0370-0262 (\$15 000.) and 0370-0260 (\$3 100.).

Note: City Council in adopting Sections 13 and 15 of the Thirteenth Report of the Executive Committee on 1988 May 31, requested the Finance Committee to recommend the method of financing.

- \* 9. That the following recommendation regarding financing of additional staff for the Building Department related to Lot Grading not be approved.

"That the addition of two Inspectors and one Stenographer to the staff of the Building Department as of 1988 September 01, related to the policy on lot grading, at an estimated cost in 1988 of \$65 518. be financed by a transfer of the remaining balance of \$33 453. in the Contingency Account and the difference of \$32 065. by approved overdraft to the appropriate accounts of the Building Department."

Note: The above recommendation was lost due to a tie vote at the Finance Committee and in accordance with policy is now being submitted to City Council for its consideration and disposition.

This item was approved at the Planning and Development Committee meeting on 1988 June 15.

10. That, due to the fact that there are no funds remaining in the 1988 Contingency Account, Standing Committees and Departments be informed that the cost of any new unbudgeted programs or services in 1988 be financed from within the departmental budget or, if necessary, the appropriate Standing Committee's global budget for the balance of 1988.

11. That the \$3 770. estimated requirement to finance the cost of a School Crossing Guard at Main and Walter Streets, as approved by City Council 1988 April 26 by Section 11 of the Seventh Report of the Transport and Environment Committee, be funded from within the existing budget of the School Crossing Guards, on an overdraft basis if necessary.

\* Section 9 Amended, see page 841  
Recorded Vote, see page

12. That the cost of hiring two additional licence inspectors, later in 1988, plus vehicles and other related costs, not exceed \$52 500. which is the amount of revenue generated by the sale of 20 additional taxi plates, be authorized as an approved overdraft in the appropriate accounts of the City Clerk's Department.

Note: City Council in approving Section 1 of the Seventh Report of the Legislation Committee 1988 May 10, directed the Finance Committee to recommend the method of financing the cost of hiring two additional licence inspectors plus other related costs.

13. (a) That the City's liability insurance policies be renewed on 1988 July 01 for a one year period.
- (b) That the City Clerk and the Treasurer continue to review and evaluate other insurance options such as increasing the deductible amounts, expanding the self-insurance program and "pooling" with other municipalities.

14. That the outstanding realty and business taxes in the amount of \$92 298.10, be written-off as uncollectable in accordance with Section 495 of the Municipal Act, R.S.O., 1980 and charged to Account No. 0220, Tax Write-offs.

Note: Copies of the Schedules outlining realty and business tax accounts which are, in the opinion of the Treasurer, uncollectable are available from the Secretary or the Treasurer.

15. (a) That a new position of "Internal Auditor" be established in the Finance Division of the Treasury Department to be filled in 1989,
- (b) That the Treasurer submit a job description to the Human Resources Centre for evaluation and rating, and
- (c) That a subsequent report and recommendation on financing and other details be prepared for consideration by Committee and City Council following the completion of the job rating by the Human Resources Centre.



16. That the Minister of Municipal Affairs be requested to increase the City of Hamilton 1988 Unconditional Grant in an amount equal to the increase under the Retail Sales Tax Act imposed by the 1988 Provincial Budget.

**Note:** The changes in the Retail Sales Tax Act announced in the 1988 Ontario Budget of 1988 April 20, effective 1988 May 02, will increase tax an estimated \$217 040. in the following areas:

|       |                                                                |                   |
|-------|----------------------------------------------------------------|-------------------|
| (i)   | Additional 1% tax on taxable materials, supplies and equipment | \$105 770.        |
| (ii)  | Gasoline - unleaded (additional .01 cent per litre)            | \$ 3 200.         |
|       | - leaded (additional .04 cent per litre)                       | \$ 43 480.        |
| (iii) | Ready-mix concrete and asphalt mix                             | \$ 64 590.        |
|       |                                                                | <b>\$217 040.</b> |

As these tax increases were not announced until after the 1988 Current and Capital Budgets of the City were approved, provision has not been made for these increases.

17. (a) That the City's external auditors, Pannell Kerr MacGillivray, in accordance with Section 4 of the Ninth Report of the Finance Committee adopted by City Council 1988 May 10, be authorized to conduct comprehensive audits on the following two selected functions of the City:-
- |      |                                                                                       |
|------|---------------------------------------------------------------------------------------|
| (i)  | Community Development Department at a fee in the range of \$20 000. to \$30 000., and |
| (ii) | Real Estate/Property at a fee in the range of \$60 000. to \$80 000.;                 |
- (b) That the Community Development Department in the \$20 000. to \$30 000. range and the Real Estate/Property area in the \$60 000. to \$80 000. range be funded from the "Reserve for Property Purchases", Account No. 0280-02.

18. (a) That \$5 000 000. be transferred from Reserve for Debt Charges (0280-19) to Reserve for Capital Projects (0280-27).
- (b) That \$40 000. be transferred from Reserve for Hamilton Public Library - Capital Projects (0280-43) to Reserve for Repairs Building - Library (2283).
- (c) That the Reserve for Uninsured Losses - Fire and Public Liability, Account No. 0280-36 be maintained at a net balances of \$2 000 000.
- (d) That the Reserve for Property Purchases, Account No. 0280-02, be maintained at or around, the net recommended level of \$2 500 000. as was approved in 1984 and the excess balance of \$2 151 000. be transferred to the following Reserves:

| <u>Reserves</u>                                                       | <u>Account<br/>No.</u> | <u>Amount</u>       |
|-----------------------------------------------------------------------|------------------------|---------------------|
| Reserve for Hosting of Conferences<br>with Municipal Subject Content. | 0280-54                | \$ 10 000.          |
| Reserve for Realty Taxes - Beach<br>Strip Properties.                 | 0280-38                | \$ 30 000.          |
| Reserve for Services for<br>Unsubdivided Lands Development            | 0280-12                | \$1 750 000.        |
| Reserve for Uninsured Losses - Fire<br>and Public Liability           | 0280-36                | \$ 361 000.         |
|                                                                       |                        | <u>\$2 151 000.</u> |

19. That the \$2 700. estimated requirement to finance the cost of a School Crossing Guard at Britannia and McLaren Avenues be funded from within the existing budget of the School Crossing Guards, on an overdraft basis if necessary.

Note: This item was approved at the Transport and Environment Committee meeting on 1988 June 20.

20. That the \$3 350. estimated requirement to finance the cost of a School Crossing Guard at Emerald and Stinson Streets be funded from within the existing budget of the School Crossing Guards, on an overdraft basis if necessary.

Note: This item was approved at the Transport and Environment Committee meeting on 1988 June 20.

Respectfully Submitted,

ALDERMAN P. O. VALERIANO, CHAIRMAN  
FINANCE COMMITTEE

John Thompson, Secretary  
1988 June 21

mjlw

\* Section 9 Amended to Read:

9. That the following recommendation regarding financing of additional staff for the Building Department related to Lot Grading be approved.

"That the addition of two Inspectors and one Stenographer to the staff of the Building Department as of 1988 September 01, related to the policy on lot grading, at an estimated cost in 1988 of \$65 518. be financed by a transfer of the remaining balance of \$33 453. in the Contingency Account and the difference of \$32 065. by approved overdraft to the appropriate accounts of the Building Department."

Note: This item was approved at the Planning and Development Committee meeting on 1988 June 15.



# REPORT OF THE INFORMATION SYSTEMS COMMITTEE

The Information Systems Committee met at 12:00 o'clock noon on Wednesday, 1988 June 15 in the Committee Room, 15th Floor, Regional Offices.

**Present:** Chairman (Councillor) J. Gallagher  
Councillor A. Sloat  
Councillor S. Napper

**Absent with Regrets:** Councillor D. Agostino  
Councillor P. Valeriano

**Members of Council:**

The Information Systems Committee presents Report 3-88:

## 1. 1988 SUPPLIERS FOR MICROCOMPUTER WORKSTATIONS AND PRINTERS

Your Committee recommends:

That Microcomputer workstations and printers be acquired in accordance with the following:

| <u>Description</u>                     | <u>Supplier</u>          | <u>Price</u> | <u>Comment</u>                   |
|----------------------------------------|--------------------------|--------------|----------------------------------|
| IBM-A/T (Alternative)                  | AHvro Electronics        | \$ 3 717     | Lowest of 9 acceptable proposals |
| Toshiba 24 Pin Matrix                  | Leppert Business Systems | \$ 1 770     | lowest of 7 acceptable proposals |
| Archive 60 megabyte Tape backup system | AHvro Electronics        | \$ 925       | lowest of 7 acceptable proposals |
| Compaq 386 Workstation                 | Computerland             | \$15 902     | lowest of 3 acceptable proposals |
| NEC Pageprinter                        | Entre Computer Centre    | \$ 5 150     | lowest of 6 acceptable proposals |

**NOTES:** AHvro Electronics of Burlington, Ontario  
Computerland of Hamilton, Ontario  
Leppert Business Systems of Hamilton, Ontario  
Entre Computer Centre of Willowdale, Ontario

Agenda Item #1

2. LEASING SUPPLIER FOR MICROCOMPUTER WORKSTATIONS AND PRINTERS - 1988

Your Committee recommends:

- (a) That Kompro Leasing of Toronto provide Leasing services for Microcomputers Workstations and Printers in accordance with their Leasing Proposal dated 1988 April 29 (lowest of 8 acceptable proposals received).

|                         |                                          |
|-------------------------|------------------------------------------|
| Kompro Leasing Services | \$ 31.99 /\$1 000/month for<br>36 months |
|-------------------------|------------------------------------------|

- (b) That the leasing agreement be in a form satisfactory to the City Solicitor.

Agenda Item #2

3. ACQUISITION OF EXTENDED LICENCE SOFTWARE MODULE FROM MSA CANADA

Your Committee recommends:

- (a) That the MSA (Management Sciences of America) Financial Controller - Extended Licence software module, be acquired at a cost of \$24 500 from Account Number 0323-25-89. (Software)
- (b) That the current software agreement with MSA Canada Inc. and the Regional Municipality of Hamilton Wentworth be amended accordingly in a manner satisfactory to the City and Regional Solicitors.

Agenda Item #3

4. PROJECT MANAGEMENT SYSTEM (FRE 88-010)

Your Committee recommends:

That the Freeway Project Director be authorized to issue a purchase order in an amount not to exceed thirty seven thousand dollars (\$37 000) to Optiplan Systems Inc. for the acquisition of the project management system software/hardware configuration and the costs be charged to Account No. 0359-0297.

Agenda Item #4

Respectfully Submitted,

J. Gallagher, Chairman

John Thompson, Acting Secretary  
1988 June 15

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FOR THE INFORMATION OF COUNCIL

(a) The following items were received for information:

- (i) Status Report by Wm. McMillin Carson, Chief Administrative Officer dated 1988 June 08 regarding the response to the advertisement for the Director/Facilities Manager.

Agenda Item #5

- (ii) Report by Mr. H. O. Schweinbenz, Commissioner of Transportation dated 1988 June 08 regarding the integration of the Hamilton Street Railway's financial system with the Regional financial system. (MSA)

Agenda Item #6

- (b) The Chairman reported that, with the approval of the City's Chief Administrative Officer, Mr. Jim Hindson, Manager of Systems has accepted an invitation to sit on the Mohawk College Computer Sciences Advisory Committee.

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